

## Appointment

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**From:** Khatibi, Mehrdad [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=KHATIBI, MEHRDAD]  
**Sent:** 2/24/2017 7:44:11 PM  
**To:** Khatibi, Mehrdad [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=Khatibi, Mehrdad]; 'acraig@ctclusi.org'; 'andreab@nezperce.org'; 'andrew.beers@burnspaiute-nsn.gov'; 'argeorge@cdatribe-nsn.gov'; 'bill.sullivan@puyalluptribe.com'; 'bjk@spokanetribe.com'; 'CalebMinthorn@ctuir.org'; 'ckelly@quinault.org'; 'cmay@suquamish.nsn.us'; 'dana.sarff@makah.com'; 'deepak.sehgal@ctwsbnr.org'; 'dfuller@pgst.nsn.us'; kris.ray@colvilletribes.com [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a1da6039dc1e4f2d9c84a2598016004a-kris.ray@colvilletribes.com]; 'doug.sternback@makah.com'; dwilliams@suquamish.nsn.us [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=822613fb7e0b407cb2e2a50aa1729d82-dwilliams@s]; 'eddy.chu@muckleshoot.nsn.us'; 'eliharris@ctuir.org'; esanche@yakama.com [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=dc004cb3b2e645a7a035781fcb60afcc-esanche@yakama.com]; 'frank.geyer@quileutenation.org'; gburns@shoalwaterbay-nsn.gov [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=bc93dc52a1b24b2e96f5ee6e99b7747b-gburns@shoa]; 'gconnelly@chehalistrike.org'; 'gmacwilliams@nooksack-nsn.gov'; 'gmittelstaedt@thhnw.org'; 'grant.timentwa@muckleshoot.nsn.us'; greenleaf@kootenai.org [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2bdecc4179fc47bd803a29669b82f871-greenleaf@kootenai.org]; 'greggd@lummi-nsn.gov'; Heather Bartlett [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=user46b98e76]; 'heather@snoqualmtribe.us'; 'hhals@jamestowntribe.org'; 'jason.fenton@burnspaiute-nsn.gov'; 'jasongobin@tulaliptribes-nsn.gov'; 'jdickison@squaxin.us'; 'joseph@sauk-suiattle.com'; 'jmaroney@knrd.org'; 'johnab@nezperce.org'; 'jpavel@skokomish.org'; julies@nezperce.org [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a374f0452b7d4d88b47ef528229e20cf-julies@nezperce.org]; 'jwolf@skokomish.org'; 'Kathy Moses' [kathy.moses@colvilletribes.com]; kmerrill@knrd.org [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=eacbf74bc3504692a0c9d027c37d438d-kmerrill@knrd.org]; laurenR@upperskagit.com [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c5d031b92d1e4871a823ae658dc3f28a-laurenR@upp]; 'lhiggins@cdatribe-nsn.gov'; 'lhowell@shoshonebannocktribes.com'; likebe@swinomish.nsn.us [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=df5d841d409f4286b09ab17f742ef21b-likebe@swinomish.nsn.us]; 'lucas.bair@spokanetribe.com'; 'Maria Roberts' [maria.roberts@makah.com]; 'mary.basballe@puyalluptribe.com'; maryf@nezperce.org [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=36a326285bfc4377a3beba0a698d13bc-maryf@nezperce.org]; 'matt.beirne@elwha.nsn.us'; mcorvi@ctclusi.org [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=87b2a2f6a82f478b98a69c4a55e56038-mcorvi@ctclusi.org]; 'meagan.flier@grandronde.org'; 'mel.moon@quileutenation.org'; mkek@ctsi.nsn.us [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3589e62ef13e44aab9793f5b2d1147c3-mkek@ctsi.]; 'Mollie Cline' [molliec@nooksack-nsn.gov]; 'Natalia Shaw' [nshaw@pgst.nsn.us]; 'noelle@yakama.com'; 'paulm@pgst.nsn.us'; 'pstevenson@stillaguamish.com'; 'pwakeland@coquilletribe.org'; 'rbarnes@skokomish.org'; 'rmoses@tulaliptribes-nsn.gov'; 'rodskeen@ctuir.org'; 'romac@pgst.nsn.us'; 'Sam Phillips' [sphillips@pgst.nsn.us]; 'sbaldwin@shoshonebannocktribes.com'; 'scossairt@kootenai.org'; 'ssteltzner@squaxin.us'; 'stallison2000@yahoo.com'; stanley.curtis@nisqually-nsn.gov [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=cf66657cb98d4ca799d12e304ca55bdf-stanley.cur]; 'taylor.a@cowlitz.org'; 'terryg@yakama.com'; 'thomasb@lummi-nsn.gov'; 'tim.outman@ctwsbnr.org'; 'tracyb@ctsi.nsn.us'; 'twoo@samishtribe.nsn.us'; 'walter.george@nisqually-nsn.gov'; 'will.hatcher@klamathtribes.com'; 'jmainord@swinomish.nsn.us'; Valiere, Lucita [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8a5a07026f74490fbadd74c50fd51289-Valiere, Lucita]; Todd, Bill [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=e7166c5582d5456c8b4ee03c8775b0b6-Todd, Bill]; Hall, Chris [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=82e371e41fa04e149f7a3633e82977c2-Hall, Chris]; Meyer, Dan [/o=ExchangeLabs/ou=Exchange Administrative Group

(FYDIBOHF23SPDLT)/cn=Recipients/cn=06a1ecf8238b44338282fb618a40674c-Meyer, Dan]; Bray, Dave [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=d3581998cbde488fa426f7a5227cb914-Bray, Dave]; Hardesty, Doug [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=acfa9bc833ea4702ac391aab65fa5a38-Hardesty, Doug]; Rose, Keith [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=82f69a9dbd07497b9454206461a69402-Rose, Keith]; Kline, Debbie [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7e5a1b2b51e9464ca2692065fe0d8e58-Kline, Debbie]; Lambert, Aaron [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3e6aed18a13b4661ba7585f1033f7eff-Lambert, Aaron]; McGown, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=806a249d596d456fa9a7cc7729107fed-McGowan, Michael\_0074290276]; Elleman, Robert [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5b657921772441f1be01bd42becaef90-Elleman, Rob]; Stewart, Gretchen [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a321f0adb2d745d583d38e1a2e36b697-Stewart, Gretchen A.]; Vaupel, Claudia [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=32a68a7b33dc43aba58a77b5d7584a0d-Vaupel, Claudia]; Wilson, Wenona [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=814514e966ca4a0089be72ffa5a145f0-Wilson, Wenona]; Brozusky, Sandra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=51c33feb207a48678baafe3eeaa2caa4-Brozusky, Sandra]; McTigue, Erin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=1f79d37e5c7d4319b3f226298d2d6e0e-Mader, Erin]; Krauss, Kayla [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=420a935d01944cdd91fdd88e291d3d92-Krauss, Kay]; Bosneag, Andra [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=dceb6f0fa164426aa12b5917d6a31f8b-Bosneag, An]; Shayna McCrary-Martin [smartin@sbtribes.com]

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**Subject:** Tribal - EPA Air Quality Call for March

**Attachments:** DraftCourseListFY18.doc

**Location:** Ex. 6 } code: Ex. 6

**Start:** 3/20/2017 4:00:00 PM

**End:** 3/20/2017 5:30:00 PM

**Show Time As:** Busy

Tribal – EPA Air Quality Call for March 2017

Call in number: Ex. 6

Access code: Ex. 6

1. Roll Call
2. FY17 State & Tribal Air Grants (STAG) funding update: Mehrdad
3. FARR and FARR Online Registration System (FORS) update: Andra and Bill
4. Kalispel Tribe Class I Redesignation: Mehrdad
5. Wood smoke activity book: Sandra
  - a. <https://www.epa.gov/burnwise/wood-smoke-activity-book>
  - b. Thanks to: Burn Wise Alaska, Alaska DEC, and Carolyn Kelly

6. Biannual Tribal Air meeting update: Mehrdad
  - a. Planning members: Carolynn Kelly, Jacinda Maynard, Kathy Moses, Kevin Greenleaf, and Bill Todd)
  - b. Monthly planning calls – first Wednesday of the month at 1:30 pm. Next call: Wednesday April 3<sup>rd</sup> at 1:30.
7. ITEP air quality trainings for FY18 announced. See attached.
  - a. What other air quality training courses would you like to see ITEP offer?
8. Region 10 tribal air monitors
  - a. Options for managing and maintaining
    - i. EPA Region 10 Manchester Lab
    - ii. EPA TAMS Center lab
    - iii. Other options?
9. Tribal Updates
  - a. National Tribal Air Association – Executive Committee (Kevin Greenleaf / Carolynn Kelly)
  - b. Tribal Air Monitoring Support Center – Steering Committee (Kris Ray)
  - c. Tribal Healthy Homes Network – Gillian Mittelstaedt
  - d. Other Tribal Updates

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

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## Possible ITEP Air Quality Courses for FY18

### Level 1 Classroom

Air Quality Computations

Indoor Air Quality in Tribal Communities

Introduction to Tribal Air Quality *[can fill this course every 7-9 months]*

### Level 2 Classroom

Air Pollution and Ecosystems *(including air/water interface)*

Air Pollution Technology

Fundamentals of Air Monitoring – *(include PM, O<sub>3</sub>, Met, Hg, Toxics)*

IAQ Diagnostic Tools *(for lower 48)*

Management of Tribal Air Programs and Grants

Basic NSR or CAA & Permitting *(OAQPS course)*

Tribal Participation in the SIP Process *(OAQPS course)*

### Level 3 Classroom

Air Pollution Modeling

Gaseous Pollutant Monitoring *(emphasize Ozone formation, transport, theory of analyzer function, new Ozone NAAQS)*

GIS for Air Quality *(not offered in FY17)*

Reviewing NSR and Title V Permits *(sequel to Basic NSR) (OAQPS course)*

### Alaska Classroom *(collaborate with Regional Health entities, ANTHC, ADEC, U-AK)*

Air Pollution and Ecosystems *(including air/water interface)*

Air Quality Project Planning, QAPPs, and Grants for Alaska

Air Quality and Indoor Air Quality in Alaska (Level 1)

IAQ Diagnostic Tools in Alaska (Level 2)

### **Notes for AIAQTP Courses**

*Budget for 10 classroom courses in lower 48*

*Budget for 2 classroom courses in Alaska and an air training at ATCEM in Anchorage*

*Budget for 3 mini-courses (smaller group, fewer instructors, topics vary, as need arises)*

*Take a course to the Midwest or Eastern U.S. in FY18*

### **Notes for OAQPS Courses**

*Budget for 2 classroom courses in lower 48*

*Budget for 1 community training*

*Budget for training at a national meeting*

Revised

3/7/17

3/7/17

Revised

## Online Courses

### **Self-Paced Online Courses**

AQS (14 videos)

Building Performance: Improving Energy Efficiency and IAQ in Cold Climates (8 hours of online coursework; 3 modules)

QA Fundamentals (10 hours of online coursework; 3 modules)

Radon Fundamentals (7 hours of online coursework; 4 modules)

–Radon – Presentations from NTF?

Introduction to Data Management (5 hours of online coursework; 5 modules)

–This is one of at least 6 online courses in a series that Melinda has planned.

### **Instructor-Led Online Courses**

Emissions Inventory–Fundamentals (1<sup>st</sup> in series) (50 hours of online coursework; 6 modules)

Emissions Inventory–Advanced (2<sup>nd</sup> in series) (120 hours of online coursework; 11 modules)

–These are estimates of time for the EI courses

Tribal Data Toolbox (Number of sessions?) (upload summer 2017)

### **Possible Future Online Courses**

Air Quality and Wildfire (NEW)

Building Performance: Improving Energy Efficiency and IAQ in Warm Climates

Climate Change on Tribal Lands (Level 1) (format uncertain)

Community Outreach (series of webinars?) (NEW)

Data Management additional courses

–Field data management, QA/QC, QAPPs, AQS using AQS Fast Track videos

Online prerequisite course for IAQ Diagnostic Tools 2018

Online prerequisite course for Management of Tribal Air Programs & Grants 2018?

### **Other Online Training Ideas**

Asthma

Community Education – Mold/Mildew

Grant Management: writing, EPA forms, closeout

Meth

Smoke management/smoke forecasting

Tobacco Smoke

Wood Smoke

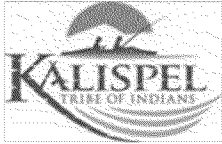
Alaska-specific courses

Revised

3/7/17

**To:** Bosneag, Andra[bosneag.andra@epa.gov]  
**Cc:** Ex. 6 K Merrill's personal email address  
**From:** Ken Merrill  
**Sent:** Sat 3/17/2018 5:02:17 AM  
**Subject:** Kalispel Tribal CAA Sec 103 funding proposal  
Kalispel CAA Sec 103 FY19 Proposal Narrative w- detailed budget.pdf

Hi Andra,  
Please accept the attached CAA 103 funding proposal and contact me if you have any questions or concerns.  
Thanks --Ken



Clean Air Act Tribal Program §103 FY19 Proposal  
Kalispel Indian Community of the Kalispel Reservation  
Kalispel Natural Resources Department

Kalispel Tribe of Indians  
1981 N. LeClerc Rd.  
Cusick, WA 99119-9682

Contact Person:  
Ken Merrill, Kalispel Natural Resources  
(509) 447-7276  
[kmerrill@kalispeltribe.com](mailto:kmerrill@kalispeltribe.com)

DUNS NUMBER: 071836951

## I. INTRODUCTION

The Kalispel Tribe of Indians is federally recognized, and the Kalispel Indian Reservation was established by executive order in 1914 (Figure 1). The reservation occupies both sides of the Pend Oreille River in northeast Washington State. The Kalispel Tribe has occupied this region since time immemorial and has always heavily depended on the Pend Oreille River and its resources for food, transportation, commerce, and socializing. The original reservation is about 4,600 acres with an additional 2,200 acres of land held in trust being acquired over the last 15 years mostly as mitigation for natural resource impacts from hydropower projects.

The Kalispel Tribal Business Committee has directed the Kalispel Natural Resources Department (KNRD) to expand resource management and planning efforts across Kalispel aboriginal territory. The territory is those aboriginal lands adjudicated by the federal government to have been transferred from tribal to non-tribal ownership. Kalispel adjudicated lands are along the Clark Fork / Pend Oreille River extending from western Montana through northern Idaho and northeastern Washington to British Columbia (Figure 2). The KNRD is now actively involved in diversified natural resource management and planning processes throughout the region. Identification and development of administrative solutions for environmental risks over the Kalispel aboriginal lands require the ability to deal with watershed and environmental issues.

Environmental issues on and near the Kalispel Indian Reservation receive the highest priority, but environmental and human health risks throughout Kalispel adjudicated aboriginal lands are within the purview of the department especially those that may affect lasting change on tribal natural resources. The recent eminent threat presented by a large proposed silicon smelter adjacent and upwind of the reservation along with the recent severe problems from wildland fire smoke has made it evident that protecting air quality needs to have much higher priority for the Kalispel Tribe.



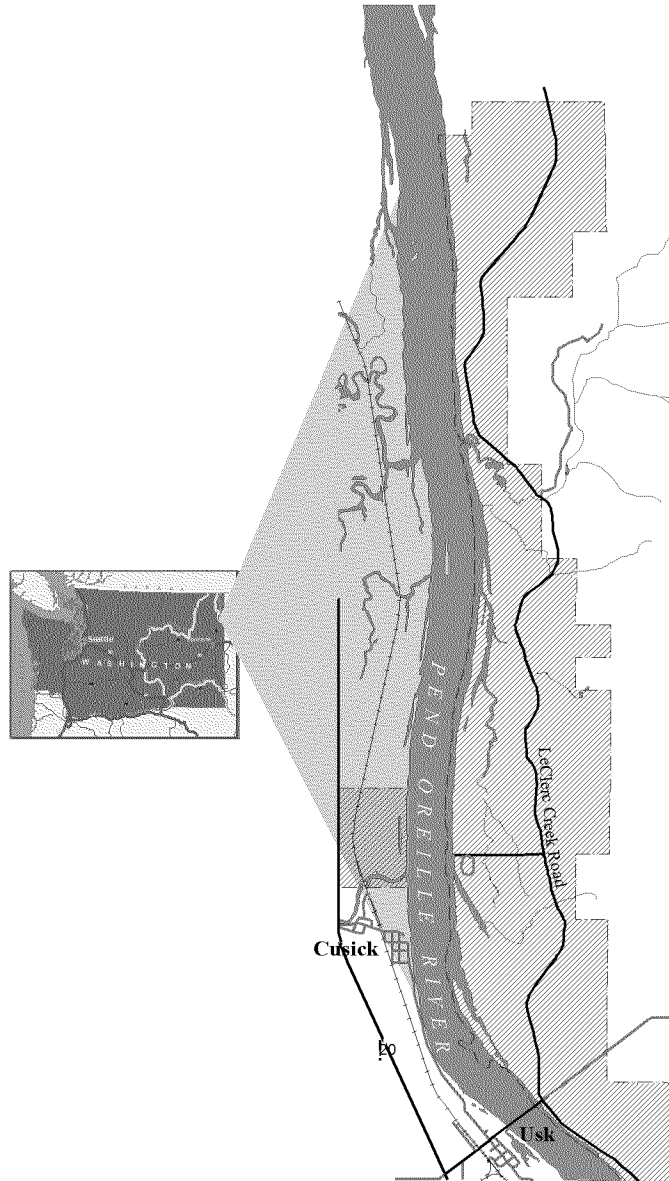


Figure 1. Kalispel Indian Reservation

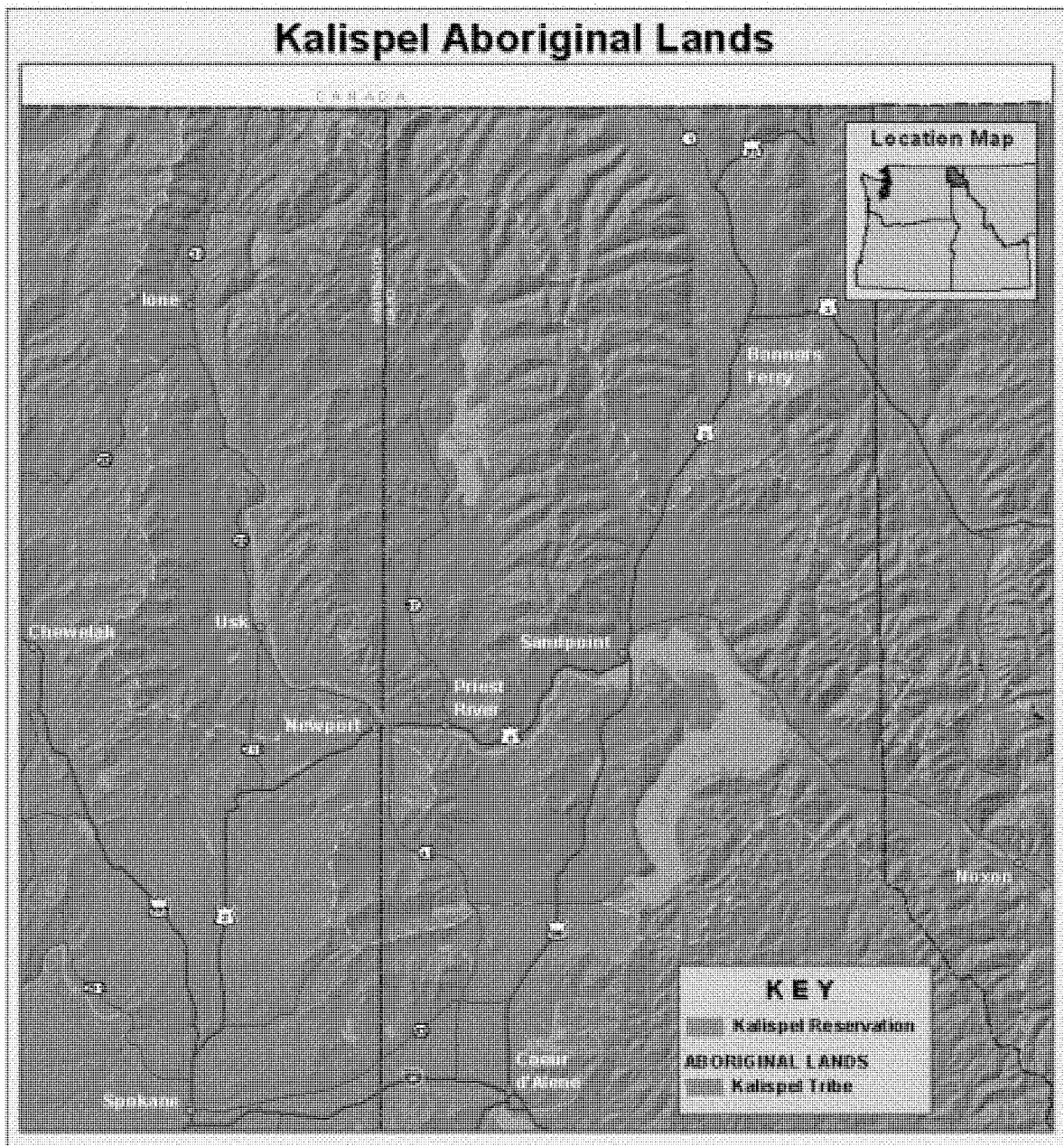


Figure 2. Kalispel Adjudicated Aboriginal Lands

## II. ADMINISTRATIVE CAPACITY

The Kalispel Tribe has received funds from various EPA programs as a Performance Partnership Agree (PPG) for more than ten years including funds from GAP, 106, and 319 exceeding more than \$4 million. Until recently, those funds primarily supported much of the Water Resources Program within KNRD.

The new threat to air quality from the proposed smelter required that existing GAP funds be reprogrammed away from water quality protection to find alternatives for protecting reservation air quality. The funds were used to quickly develop staff capacity in Clean Air Act (CAA) competency and completing the process of a formal submission to EPA for redesignating the Kalispel Reservation as Class I under the PSD Program of the Clean Air Act. The CAA process for Class 1 Redesignation required large amounts of staff resources which fell primarily on the shoulders of the existing Manager of the Water Resources Program and the Senior Policy Advisor of KNRD.

The KNRD is familiar with the TAS process since it has already completed the TAS process for the Tribe under the Clean Water Act. The Water Resources Manager has become familiar with the CAA by completed two different week-long courses including; *“Clean Air Act & Permitting”* and *“Reviewing New Source Review (NSR) and Title V Permits”* provided by the Institute for Tribal Environmental Professional (ITEP) and by completing the process for Class I Redesignation of the Kalispel Reservation under the Prevention of Significant Deterioration (PSD) Program of the CAA.

The KNRD has also submitted a small GAP work plan component for continuing to increase tribal capacity for CAA requirements for obtaining EPA’s TAS approval. All KNRD programs are well supported by the Kalispel Finance Department with an excellent proficiency for financial management of EPA grant funds as documented by annual audits with no corrective action required under EPA funding agreements.

## III. ENVIRONMENTAL ISSUES

The Tribe has recently recognized the vulnerability of the reservation’s air quality from emissions external to boundaries of the reservation by the large proposed silicon smelter just up-wind and nearly adjacent to the reservation boundaries. The proposed smelter would be one of WA’s larger emitters of SO<sub>2</sub>, NO<sub>x</sub>, and greenhouse gases. It became evident to the Tribal Council that there was a need for the Tribe to be able to influence decisions on air quality protection and initiated the PSD Class 1 redesignation technical study almost immediately.

### WORK PLAN

The required CAA process for Class I redesignation was completed and submitted to EPA Region 10 on May 11, 2017, and approval of the Class I redesignation is currently pending at EPA. The Tribe wants to begin the process for obtaining TAS under the CAA to retain a larger role in the governance of the CAA on the reservation with the potential for other CAA program implementation in the future by completing;

- 1) The required public review process for obtaining CAA TAS and,
- 2) All documentation for the TAS application as required by EPA to approve CAA TAS for the Kalispel Tribe.

#### **IV. EPA ROLES AND RESPONSIBILITIES**

If the assistance agreement is funded as a grant, the EPA will have no substantial involvement in the accomplishment of work plan commitments. EPA will monitor progress and provide technical assistance as needed to ensure project completion.

#### **V. COMPONENTS**

This proposal contains one primary work plan objective which is identified in the attached program plan.

#### **VI. JOINT PERFORMANCE EVALUATION PROCESS**

Within 30 days of the end of each semiannual period, Environmental Program staff will submit a performance report detailing the accomplishments toward the completion of work plan commitments, discussing the work performed for all work plan components, and identifying any existing problem areas that could affect or delay project completion. This evaluation process will help to ensure that the grant is being administered properly and that work conducted under the grant is in accordance with approved work plan.

**Table 1: CAA §103 Tribal Program**

**Standardized Work Plan Format**

**Tribe:** Kalispel Tribe of Indians

**Region:** Region 10

**Work Plan Period Begin:** October 1, 2018

**End:** September 30, 2019

**Work Plan Component \_1\_:** Complete the public process and required EPA procedural requirements for approved to be treated in the same manner as states (TAS) under the CAA

**Personnel:** WATER RESOURCES PROGRAM MANAGER – 0.10 FTE

**Long-Term Outcome (s) (Changes in the Environment, Public Health, Behavior or Knowledge):**

- Tribal governance of reservation air quality as provided under the CAA provisions for treatment same as States

**Intermediate Outcome (s) (this work plan period):**

- Well informed public on aspects of TAS approval under the CAA
- Submission of application to EPA for TAS under the CAA

**Estimated Cost:** \$10,667

**Estimated Work Years:** FY19

| COMMITMENTS |  | Estimated Task Cost (optional) | END DATE | OUTPUTS AND DELIVERABLES                           |
|-------------|--|--------------------------------|----------|--|
| 1.1         | Complete required public review process for proposed TAS under CAA                       |                                | 9-30-19  | Responsiveness summary to public comments received |
| 1.2         | Complete required documentation and submit TAS application to EPA for approval under CAA |                                | 9-30-19  | Approval of Kalispel TAS under the CAA             |

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**FY 2018-2022 EPA Strategic Plan**

Goal 2 – Cooperative Federalism: Rebalance the power between Washington and the states to create tangible environmental results for the American people

Objective 2.1 - Enhance Shared Accountability: Improve environmental protection through shared governance and enhanced collaboration with state, tribal, local, and federal partners using the full range of compliance assurance tools.

**CAA Sec. 103 Detailed Budget FY19 - Kalispel Tribe of Indians**

| Category       |   | Hourly | Annual   |  | % Time | Amount                              |
|----------------|---|--------|----------|--|--------|-------------------------------------|
| PERSONNEL      | Position/title  | Rate   | Salary   |  |        |                                     |
|                | Program Mgr   |        | \$70,335 |  | 10%    | \$7,034                             |
|                |   |        |          |  |        | <b>TOTAL PERS.</b> \$7,034          |
| FRINGE         | Fringe benefits consist of FICA, FUTA, Health/Disability/Life Ins., L&I, vacation |        |          |  |        |                                     |
|                | Prog Mgr  | 33.76% |          |  |        | \$2,375                             |
|                |   |        |          |  |        | <b>TOTAL FRINGE</b> \$2,375         |
| TRAVEL         |   |        |          |  |        | <b>TOTAL TRAVEL</b> \$0             |
| SUPPLIES       |   |        |          |  |        | <b>TOTAL SUPPLIES</b> \$0           |
| CONTRACT       |   |        |          |  |        | <b>TOTAL CONTRACT</b> \$0           |
| OTHER          |   |        |          |  |        | <b>TOTAL OTHER</b> \$0              |
|                |   |        |          |  |        | <b>TOTAL DIRECT COSTS</b> \$9,408   |
| INDIRECT COSTS | Indirects are 13.38% of total direct costs  |        |          |  |        |                                     |
|                | Indirect Rate   | 13.38% |          |  |        | <b>TOTAL INDIRECT COSTS</b> \$1,259 |
|                |   |        |          |  |        | <b>TOTAL BUDGET</b> \$10,667        |

**To:** kmerrill@kalispeltribe.com[kmerrill@kalispeltribe.com]  
**Cc:** Ex. 6 K Merrill's personal email address  
**Bcc:** Salazar, Vicky[Salazar.Vicky@epa.gov]; Krauss, Kayla[krauss.kayla@epa.gov]; Brozusky, Sandra[Brozusky.Sandra@epa.gov]  
**From:** Bosneag, Andra  
**Sent:** Mon 3/19/2018 3:14:19 PM  
**Subject:** FW: Kalispel Tribal CAA Sec 103 funding proposal  
Kalispel CAA Sec 103 FY19 Proposal Narrative w- detailed budget.pdf

Ken,

I was glad to see your email. I've received your CAA 103 funding proposal and will discuss it with the tribal air team. I will probably also call you with a few questions this week. Once we receive all the current program applications—due April 2<sup>nd</sup>—we will evaluate the budget and get in touch with you regarding the request.

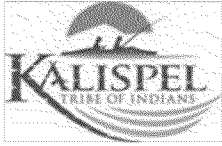
Thanks,  
Andra

**Andra M. Bosneag**  
Environmental Protection Specialist  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10  
(206) 553-1226

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**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Friday, March 16, 2018 10:02 PM  
**To:** Bosneag, Andra <bosneag.andra@epa.gov>  
**Cc:** Ex. 6 K Merrill's personal email address  
**Subject:** Kalispel Tribal CAA Sec 103 funding proposal

Hi Andra,  
Please accept the attached CAA 103 funding proposal and contact me if you have any questions or concerns.  
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Clean Air Act Tribal Program §103 FY19 Proposal  
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1981 N. LeClerc Rd.  
Cusick, WA 99119-9682

Contact Person:  
Ken Merrill, Kalispel Natural Resources  
(509) 447-7276  
[kmerrill@kalispeltribe.com](mailto:kmerrill@kalispeltribe.com)

DUNS NUMBER: 071836951

## I. INTRODUCTION

The Kalispel Tribe of Indians is federally recognized, and the Kalispel Indian Reservation was established by executive order in 1914 (Figure 1). The reservation occupies both sides of the Pend Oreille River in northeast Washington State. The Kalispel Tribe has occupied this region since time immemorial and has always heavily depended on the Pend Oreille River and its resources for food, transportation, commerce, and socializing. The original reservation is about 4,600 acres with an additional 2,200 acres of land held in trust being acquired over the last 15 years mostly as mitigation for natural resource impacts from hydropower projects.

The Kalispel Tribal Business Committee has directed the Kalispel Natural Resources Department (KNRD) to expand resource management and planning efforts across Kalispel aboriginal territory. The territory is those aboriginal lands adjudicated by the federal government to have been transferred from tribal to non-tribal ownership. Kalispel adjudicated lands are along the Clark Fork / Pend Oreille River extending from western Montana through northern Idaho and northeastern Washington to British Columbia (Figure 2). The KNRD is now actively involved in diversified natural resource management and planning processes throughout the region. Identification and development of administrative solutions for environmental risks over the Kalispel aboriginal lands require the ability to deal with watershed and environmental issues.

Environmental issues on and near the Kalispel Indian Reservation receive the highest priority, but environmental and human health risks throughout Kalispel adjudicated aboriginal lands are within the purview of the department especially those that may affect lasting change on tribal natural resources. The recent eminent threat presented by a large proposed silicon smelter adjacent and upwind of the reservation along with the recent severe problems from wildland fire smoke has made it evident that protecting air quality needs to have much higher priority for the Kalispel Tribe.



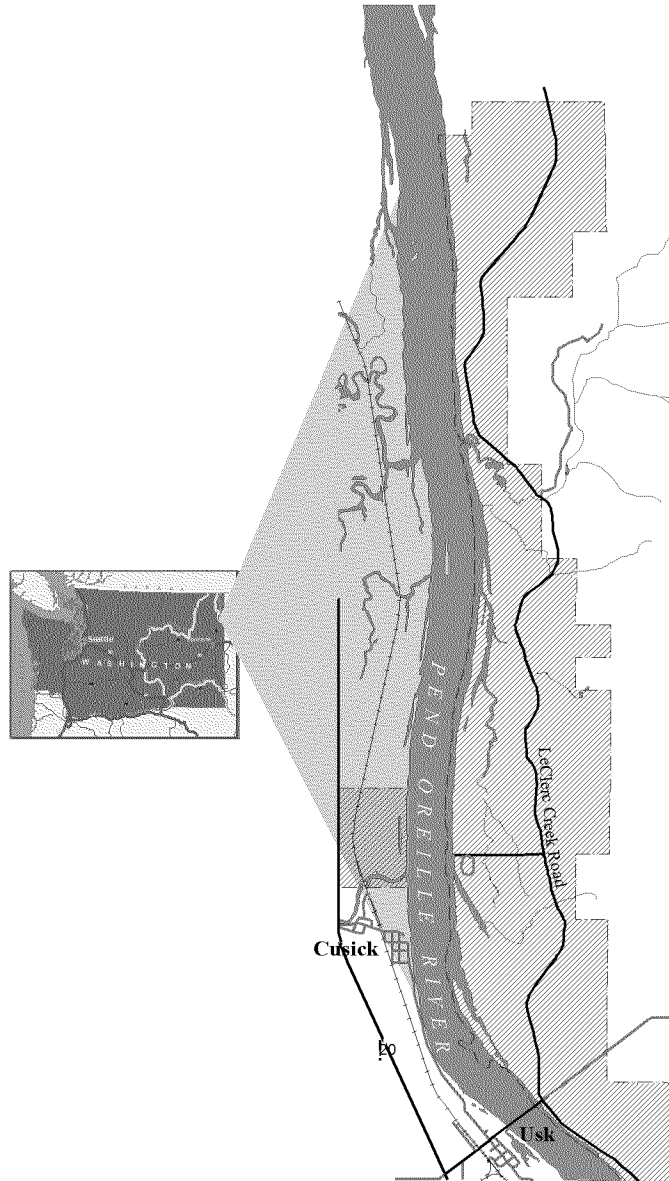


Figure 1. Kalispel Indian Reservation

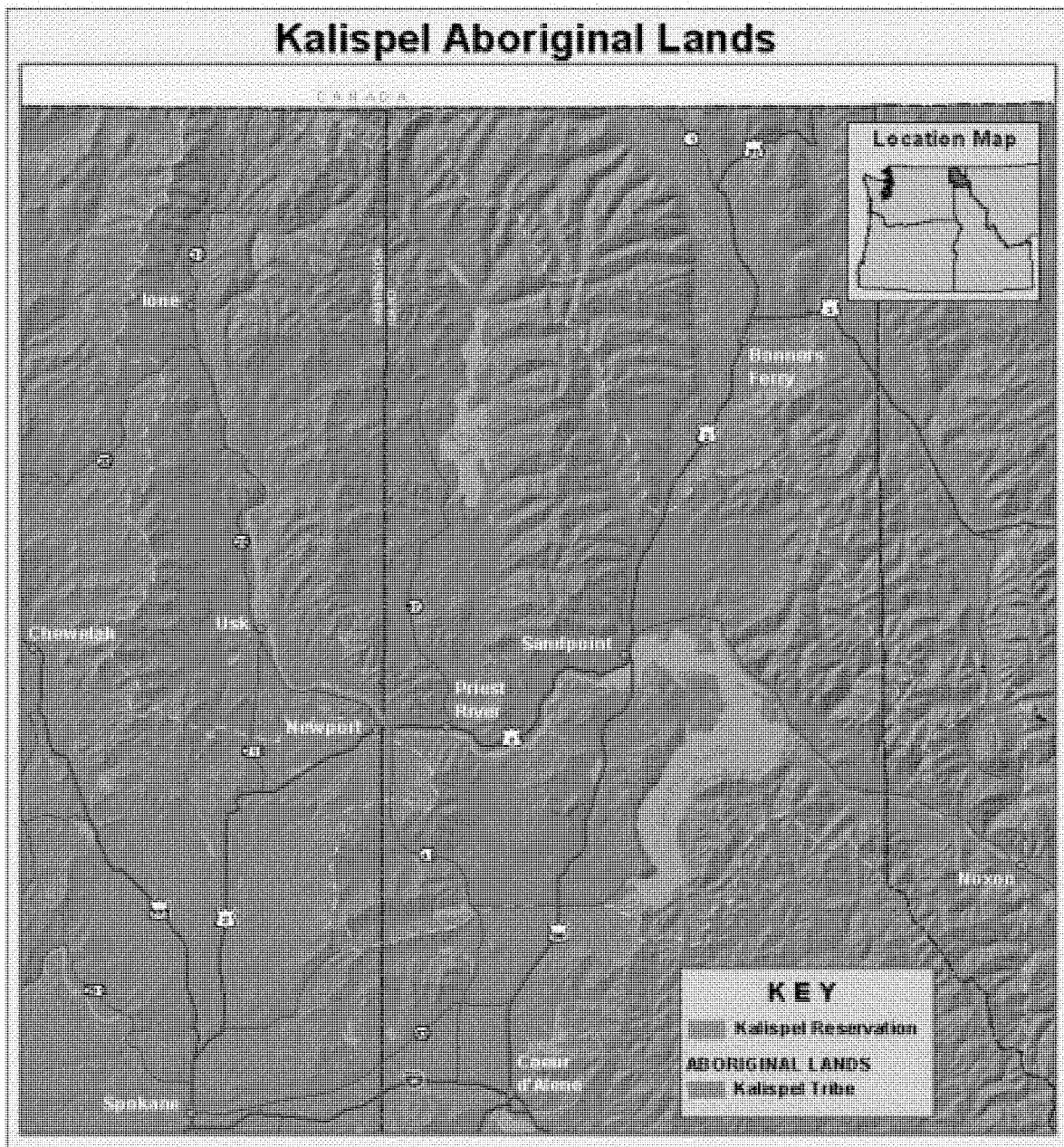


Figure 2. Kalispel Adjudicated Aboriginal Lands

## II. ADMINISTRATIVE CAPACITY

The Kalispel Tribe has received funds from various EPA programs as a Performance Partnership Agree (PPG) for more than ten years including funds from GAP, 106, and 319 exceeding more than \$4 million. Until recently, those funds primarily supported much of the Water Resources Program within KNRD.

The new threat to air quality from the proposed smelter required that existing GAP funds be reprogrammed away from water quality protection to find alternatives for protecting reservation air quality. The funds were used to quickly develop staff capacity in Clean Air Act (CAA) competency and completing the process of a formal submission to EPA for redesignating the Kalispel Reservation as Class I under the PSD Program of the Clean Air Act. The CAA process for Class 1 Redesignation required large amounts of staff resources which fell primarily on the shoulders of the existing Manager of the Water Resources Program and the Senior Policy Advisor of KNRD.

The KNRD is familiar with the TAS process since it has already completed the TAS process for the Tribe under the Clean Water Act. The Water Resources Manager has become familiar with the CAA by completed two different week-long courses including; *“Clean Air Act & Permitting”* and *“Reviewing New Source Review (NSR) and Title V Permits”* provided by the Institute for Tribal Environmental Professional (ITEP) and by completing the process for Class I Redesignation of the Kalispel Reservation under the Prevention of Significant Deterioration (PSD) Program of the CAA.

The KNRD has also submitted a small GAP work plan component for continuing to increase tribal capacity for CAA requirements for obtaining EPA’s TAS approval. All KNRD programs are well supported by the Kalispel Finance Department with an excellent proficiency for financial management of EPA grant funds as documented by annual audits with no corrective action required under EPA funding agreements.

## III. ENVIRONMENTAL ISSUES

The Tribe has recently recognized the vulnerability of the reservation’s air quality from emissions external to boundaries of the reservation by the large proposed silicon smelter just up-wind and nearly adjacent to the reservation boundaries. The proposed smelter would be one of WA’s larger emitters of SO<sub>2</sub>, NO<sub>x</sub>, and greenhouse gases. It became evident to the Tribal Council that there was a need for the Tribe to be able to influence decisions on air quality protection and initiated the PSD Class 1 redesignation technical study almost immediately.

### WORK PLAN

The required CAA process for Class I redesignation was completed and submitted to EPA Region 10 on May 11, 2017, and approval of the Class I redesignation is currently pending at EPA. The Tribe wants to begin the process for obtaining TAS under the CAA to retain a larger role in the governance of the CAA on the reservation with the potential for other CAA program implementation in the future by completing;

- 1) The required public review process for obtaining CAA TAS and,
- 2) All documentation for the TAS application as required by EPA to approve CAA TAS for the Kalispel Tribe.

#### **IV. EPA ROLES AND RESPONSIBILITIES**

If the assistance agreement is funded as a grant, the EPA will have no substantial involvement in the accomplishment of work plan commitments. EPA will monitor progress and provide technical assistance as needed to ensure project completion.

#### **V. COMPONENTS**

This proposal contains one primary work plan objective which is identified in the attached program plan.

#### **VI. JOINT PERFORMANCE EVALUATION PROCESS**

Within 30 days of the end of each semiannual period, Environmental Program staff will submit a performance report detailing the accomplishments toward the completion of work plan commitments, discussing the work performed for all work plan components, and identifying any existing problem areas that could affect or delay project completion. This evaluation process will help to ensure that the grant is being administered properly and that work conducted under the grant is in accordance with approved work plan.

**Table 1: CAA §103 Tribal Program**

**Standardized Work Plan Format**

**Tribe:** Kalispel Tribe of Indians

**Region:** Region 10

**Work Plan Period Begin:** October 1, 2018

**End:** September 30, 2019

**Work Plan Component \_1\_:** Complete the public process and required EPA procedural requirements for approved to be treated in the same manner as states (TAS) under the CAA

**Personnel:** WATER RESOURCES PROGRAM MANAGER – 0.10 FTE

**Long-Term Outcome (s) (Changes in the Environment, Public Health, Behavior or Knowledge):**

- Tribal governance of reservation air quality as provided under the CAA provisions for treatment same as States

**Intermediate Outcome (s) (this work plan period):**

- Well informed public on aspects of TAS approval under the CAA
- Submission of application to EPA for TAS under the CAA

**Estimated Cost:** \$10,667

**Estimated Work Years:** FY19

| COMMITMENTS |  | Estimated Task Cost (optional) | END DATE | OUTPUTS AND DELIVERABLES                           |
|-------------|--|--------------------------------|----------|--|
| 1.1         | Complete required public review process for proposed TAS under CAA                       |                                | 9-30-19  | Responsiveness summary to public comments received |
| 1.2         | Complete required documentation and submit TAS application to EPA for approval under CAA |                                | 9-30-19  | Approval of Kalispel TAS under the CAA             |

EPA Use Only

**FY 2018-2022 EPA Strategic Plan**

Goal 2 – Cooperative Federalism: Rebalance the power between Washington and the states to create tangible environmental results for the American people

Objective 2.1 - Enhance Shared Accountability: Improve environmental protection through shared governance and enhanced collaboration with state, tribal, local, and federal partners using the full range of compliance assurance tools.

**CAA Sec. 103 Detailed Budget FY19 - Kalispel Tribe of Indians**

| Category       |   | Hourly | Annual   |  | % Time | Amount                              |
|----------------|---|--------|----------|--|--------|-------------------------------------|
| PERSONNEL      | Position/title  | Rate   | Salary   |  |        |                                     |
|                | Program Mgr   |        | \$70,335 |  | 10%    | \$7,034                             |
|                |   |        |          |  |        | <b>TOTAL PERS.</b> \$7,034          |
| FRINGE         | Fringe benefits consist of FICA, FUTA, Health/Disability/Life Ins., L&I, vacation |        |          |  |        |                                     |
|                | Prog Mgr  | 33.76% |          |  |        | \$2,375                             |
|                |   |        |          |  |        | <b>TOTAL FRINGE</b> \$2,375         |
| TRAVEL         |   |        |          |  |        | <b>TOTAL TRAVEL</b> \$0             |
| SUPPLIES       |   |        |          |  |        | <b>TOTAL SUPPLIES</b> \$0           |
| CONTRACT       |   |        |          |  |        | <b>TOTAL CONTRACT</b> \$0           |
| OTHER          |   |        |          |  |        | <b>TOTAL OTHER</b> \$0              |
|                |   |        |          |  |        | <b>TOTAL DIRECT COSTS</b> \$9,408   |
| INDIRECT COSTS | Indirects are 13.38% of total direct costs  |        |          |  |        |                                     |
|                | Indirect Rate   | 13.38% |          |  |        | <b>TOTAL INDIRECT COSTS</b> \$1,259 |
|                |   |        |          |  |        | <b>TOTAL BUDGET</b> \$10,667        |

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Bosneag, Andra  
**Sent:** Mon 2/26/2018 10:26:55 PM  
**Subject:** RE: Tribal air grant information

Ken,

Dave was going to either talk to you or email you about the HQ comment below. Just checking that he did so that you're not anxious about the process.

Best,  
Andra

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Thursday, February 22, 2018 3:12 PM  
**To:** Bosneag, Andra <bosneag.andra@epa.gov>  
**Subject:** RE: Tribal air grant information

Hi Andra,  
Thanks for the grant application info. Our last discussion of the Class I designation process with David Bray, led us to believe that the process was no longer dependant on HQ. You are giving me anxiety so you might want to confirm where things are with David.  
Thanks --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

Ex. 6



---

**From:** Bosneag, Andra [mailto:bosneag.andra@epa.gov]  
**Sent:** Thursday, February 22, 2018 2:15 PM  
**To:** Ken Merrill  
**Subject:** Tribal air grant information

Ken,

I wanted to follow up on our discussion about applying for a new tribal air grant for the Kalispel Tribe.

First, the process for receiving TAS can be found at [https://www.epa.gov/sites/production/files/2016-02/documents/caa\\_tas\\_document\\_final\\_draft.pdf](https://www.epa.gov/sites/production/files/2016-02/documents/caa_tas_document_final_draft.pdf) The criteria is outlined on page 3. This type of TAS would most likely be used for CAA 105 grants which provide air pollution control program support. However, the Tribe can also start with a CAA 103 grant, which refers to a grant with more preliminary air activities such as studies and investigations into air quality.

To be considered for a Tribal air grant, a Tribe has to submit a proposal that includes

- A description of the tribe's air quality need and any needs assessment work the tribe has completed;
- A project description;
- A detailed budget.

The proposal should not exceed five pages, excluding attachments, and is due Friday, March 16, 2018. EPA will notify tribes submitting proposals if funds become available. Tribes whose initial proposals are selected for funding will receive instructions and due dates from an EPA project officer for the complete grant application. The funding announcement, including funding priorities, can be found at <https://www.epa.gov/tribal/region-10-clean-air-act-tribal-program-funding#announcement>

I would be glad to discuss the proposal over the phone. Next week, Thursday and Friday would work best for me. In addition, we have no updates on the Class I redesignation application from HQ, but I will keep checking with Dave and Tim, our office director.

Best,  
Andra

**Andra M. Boşneag**  
Environmental Protection Specialist  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10  
(206) 553-1226



**To:** Ken Merrill (kmerrill@knrd.org)[kmerrill@knrd.org]  
**Bcc:** Krauss, Kayla[krauss.kayla@epa.gov]  
**From:** Bosneag, Andra  
**Sent:** Thur 2/22/2018 10:14:55 PM  
**Subject:** Tribal air grant information

Ken,

I wanted to follow up on our discussion about applying for a new tribal air grant for the Kalispel Tribe.

First, the process for receiving TAS can be found at [https://www.epa.gov/sites/production/files/2016-02/documents/caa\\_tas\\_document\\_final\\_draft.pdf](https://www.epa.gov/sites/production/files/2016-02/documents/caa_tas_document_final_draft.pdf) The criteria is outlined on page 3. This type of TAS would most likely be used for CAA 105 grants which provide air pollution control program support. However, the Tribe can also start with a CAA 103 grant, which refers to a grant with more preliminary air activities such as studies and investigations into air quality.

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I would be glad to discuss the proposal over the phone. Next week, Thursday and Friday would work best for me. In addition, we have no updates on the Class I redesignation application from HQ, but I will keep checking with Dave and Tim, our office director.

Best,  
Andra

**Andra M. Bosneag**  
Environmental Protection Specialist  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10  
(206) 553-1226

**Organizer:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Khatibi, Mehrdad  
**Location:** Ex. 6  
**Importance:** Normal  
**Subject:** Tribal - EPA Air Quality Call for March  
**Start Time:** Mon 3/20/2017 4:00:00 PM  
**End Time:** Mon 3/20/2017 5:30:00 PM  
**Required Attendees:** 'acraig@ctclusi.org'; 'andreab@nezperce.org'; 'andrew.beers@burnspaiute-nsn.gov'; 'argeorge@cdatribe-nsn.gov'; 'bill.sullivan@puyalluptribe.com'; 'bjk@spokanetribe.com'; 'CalebMinthorn@ctuir.org'; 'ckelly@quinault.org'; 'cmay@suquamish.nsn.us'; 'dana.sarff@makah.com'; 'deepak.sehgal@ctwsbnr.org'; 'dfuller@pgst.nsn.us'; 'kris.ray@colvilletribes.com'; 'doug.sternback@makah.com'; 'dwilliams@suquamish.nsn.us'; 'eddy.chu@muckleshoot.nsn.us'; 'eliharris@ctuir.org'; 'esanchez@yakama.com'; 'frank.geyer@quileutenation.org'; 'gburns@shoalwaterbay-nsn.gov'; 'gconnelly@chehalistribe.org'; 'gmacwilliams@nooksack-nsn.gov'; 'gmittelstaedt@thhnw.org'; 'grant.timentwa@muckleshoot.nsn.us'; 'greenleaf@kootenai.org'; 'greggd@lummi-nsn.gov'; 'Heather Bartlett'; 'heather@snoqualmtribe.us'; 'hhals@jamestowntribe.org'; 'jason.fenton@burnspaiute-nsn.gov'; 'jasongobin@tulaliptribes-nsn.gov'; 'jdickison@squaxin.us'; 'joseph@sauk-suiattle.com'; 'jmaroney@knrd.org'; 'johnab@nezperce.org'; 'jpavel@skokomish.org'; 'julies@nezperce.org'; 'jwolf@skokomish.org'; 'Kathy Moses'; 'kmerrill@knrd.org'; 'laurenR@upperskagit.com'; 'lhiggins@cdatribe-nsn.gov'; 'lhowell@shoshonebannocktribes.com'; 'likebe@swinomish.nsn.us'; 'lucas.bair@spokanetribe.com'; 'Maria Roberts'; 'mary.basballe@puyalluptribe.com'; 'maryf@nezperce.org'; 'matt.beirne@elwha.nsn.us'; 'mcorvi@ctclusi.org'; 'meagan.flier@grandronde.org'; 'mel.moon@quileutenation.org'; 'mikek@ctsi.nsn.us'; 'Mollie Cline'; 'Natalia Shaw'; 'noelle@yakama.com'; 'paulm@pgst.nsn.us'; 'pstevenson@stillaguamish.com'; 'pwakeland@coquilletribe.org'; 'rbarnes@skokomish.org'; 'rmoses@tulaliptribes-nsn.gov'; 'rodskeen@ctuir.org'; 'romac@pgst.nsn.us'; 'Sam Phillips'; 'sbaldwin@shoshonebannocktribes.com'; 'scossairt@kootenai.org'; 'ssteltzner@squaxin.us'; Ex. 6; 'stanley.curtis@nisqually-nsn.gov'; 'taylor.a@cowlitz.org'; 'terryg@yakama.com'; 'thomasb@lummi-nsn.gov'; 'tim.outman@ctwsbnr.org'; 'tracyb@ctsi.nsn.us'; 'twoodard@samishtribe.nsn.us'; 'walter.george@nisqually-nsn.gov'; 'will.hatcher@klamathtribes.com'; 'jmainord@swinomish.nsn.us'; Valiere, Lucita; Todd, Bill; Hall, Chris; Meyer, Dan; Bray, Dave; Hardesty, Doug; Rose, Keith; Kline, Debbie; Lambert, Aaron; McGown, Michael; Elleman, Robert; Stewart, Gretchen; Vaupel, Claudia; Wilson, Wenona; Brozusky, Sandra; McTigue, Erin; Krauss, Kayla; Bosneag, AndraShayna McCrary-Martin  
**Optional Attendees:** Jeff Dickison; Kelly, Carolyn; Grant Timentwa; Jacinda Mainord; Cherrie May; Gillian MittelstaedtGregg Dunphy; Lucas Bair

DraftCourseListFY18.doc

Tribal – EPA Air Quality Call for March 2017

Call in number: Ex. 6  
 Access code: Ex. 6

1. Roll Call
2. FY17 State & Tribal Air Grants (STAG) funding update: Mehrdad
3. FARR and FARR Online Registration System (FORS) update: Andra and Bill
4. Kalispel Tribe Class I Redesignation: Mehrdad
5. Wood smoke activity book: Sandra
  - a. <https://www.epa.gov/burnwise/wood-smoke-activity-book>
  - b. Thanks to: Burn Wise Alaska, Alaska DEC, and Carolyn Kelly
6. Biannual Tribal Air meeting update: Mehrdad
  - a. Planning members: Carolyn Kelly, Jacinda Maynard, Kathy Moses, Kevin Greenleaf, and Bill Todd
  - b. Monthly planning calls – first Wednesday of the month at 1:30 pm. Next call: Wednesday April 3<sup>rd</sup> at 1:30.
7. ITEP air quality trainings for FY18 announced. See attached.
  - a. What other air quality training courses would you like to see ITEP offer?
8. Region 10 tribal air monitors
  - a. Options for managing and maintaining
    - i. EPA Region 10 Manchester Lab
    - ii. EPA TAMS Center lab
    - iii. Other options?
9. Tribal Updates

- a. National Tribal Air Association – Executive Committee (Kevin Greenleaf / Carolynn Kelly)
- b. Tribal Air Monitoring Support Center – Steering Committee (Kris Ray)
- c. Tribal Healthy Homes Network – Gillian Mittelstaedt
- d. Other Tribal Updates

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Thur 6/15/2017 4:27:42 PM  
**Subject:** RE: Call tomorrow at 1:30?

Hi Mehrdad,  
I understood the call to be from 12.30 to 1:30, because I have a Dr appt. --Ken

Ken Merrill  
Kalispel Natural Resources  
509-447-7276

-----Original Message-----  
**From:** Khatibi, Mehrdad [khatibi.mehrdad@epa.gov]  
**Received:** Thursday, 15 Jun 2017, 8:23AM  
**To:** Ken Merrill [kmerrill@kalispeltribe.com]  
**Subject:** RE: Call tomorrow at 1:30?

Forgot to include the agenda for our call. Let me know if you all want to add anything to our agenda.

- Update on EPA’s Review of the Kalispel Tribe’s Proposal – where we are in the process.
- Clarification of Tribal proposal to be a FIP and not a TIP.
- Discussion of additional items needed from the Tribe for the proposal:
  - Transcript of the public hearing
  - Certification stating requirement of 40 CFR 51.102 (a) and (d) have been met.
- Discussion of other items that could be helpful to have:
  - Copies of notifications to other governmental entities
  - Copies of any written comments provided by government entities, companies, others.
- Is another meeting / community workshop being planned by the Tribe?
- Questions and next steps

Thanks  
Mehrdad

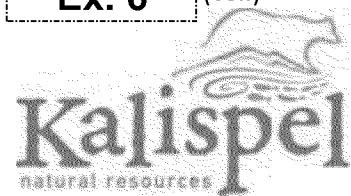
---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Thursday, June 15, 2017 8:05 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Call tomorrow at 1:30?

Hi Mehrdad,  
We will all be on the line including our Executive Director of the Department. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Wednesday, June 14, 2017 1:10 PM  
**To:** Ken Merrill  
**Subject:** Call tomorrow at 1:30?

Hi Ken,

Just wanted to check in and see if you've had a chance to check with Zach about his availability for a call tomorrow at 1:30?

If so, can you send me his email address so that I can send him a meeting invite?

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**Cc:** Zach Welcker[ZWelcker@kalispeltribe.com]  
**From:** Ken Merrill  
**Sent:** Sat 6/17/2017 8:37:35 PM  
**Subject:** RE: EPA Class 1 Submittal questions

Hi Mehrdad- There is a Council Resolution, and we will state that when we address the EPA comments to our submittal.  
--Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Thursday, June 15, 2017 8:25 AM  
**To:** Ken Merrill  
**Subject:** RE: Call tomorrow at 1:30?

Forgot to include the agenda for our call. Let me know if you all want to add anything to our agenda.

- Update on EPA's Review of the Kalispel Tribe's Proposal – where we are in the process.
- Clarification of Tribal proposal to be a FIP and not a TIP.
- Discussion of additional items needed from the Tribe for the proposal:
  - Transcript of the public hearing
  - Certification stating requirement of 40 CFR 51.102 (a) and (d) have been met.
- Discussion of other items that could be helpful to have:
  - Copies of notifications to other governmental entities
  - Copies of any written comments provided by government entities, companies, others.
- Is another meeting / community workshop being planned by the Tribe?
- Questions and next steps

Thanks  
Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Thursday, June 15, 2017 8:05 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Call tomorrow at 1:30?

Hi Mehrdad,  
We will all be on the line including our Executive Director of the Department. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**



---

**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]

**Sent:** Wednesday, June 14, 2017 1:10 PM

**To:** Ken Merrill

**Subject:** Call tomorrow at 1:30?

Hi Ken,

Just wanted to check in and see if you've had a chance to check with Zach about his availability for a call tomorrow at 1:30?

If so, can you send me his email address so that I can send him a meeting invite?

Thanks

Mehrdad

Mehrdad Khatibi

Tribal Air Team Lead

Tribal Programs, Diesel, and Indoor Air Unit

Office of Air and Waste

U.S. Environmental Protection Agency, Region 10

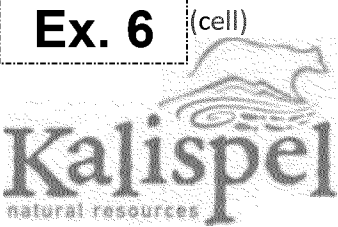
Ph: (206) 553-1603

[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Wed 6/21/2017 3:40:42 PM  
**Subject:** RE: Modeling files from Air Resources Specialist

I will overnight mail today --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Tuesday, June 20, 2017 4:30 PM  
**To:** Ken Merrill  
**Subject:** Modeling files from Air Resources Specialist

Hello Ken,

At your earliest convenience can you mail to me the digital modeling files that Air Resource Specialists provided for the Energy Impact Analysis report done in support of the Class I redesignation proposal?

Please mail to:

Mehrdad Khatibi  
U.S. Environmental Protection Agency  
1200 Sixth Avenue  
Suite 900, OAW-150  
Seattle, WA 98101

Thanks in advance,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)



**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Tue 6/27/2017 7:34:51 PM  
**Subject:** RE: Modeling files from Air Resources Specialist

Hi Mehrdad,  
Did you get the air hypothetical energy project modeling files? --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Tuesday, June 20, 2017 4:30 PM  
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Mehrdad Khatibi  
U.S. Environmental Protection Agency  
1200 Sixth Avenue  
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Seattle, WA 98101

Thanks in advance,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Fri 6/30/2017 11:01:10 PM  
**Subject:** RE: EPA Class 1 Submittal questions

Thanks Mehrdad

Ken Merrill  
Kalispel Natural Resources  
509-447-7276

-----Original Message-----

**From:** Khatibi, Mehrdad [khatibi.mehrdad@epa.gov]  
**Received:** Friday, 30 Jun 2017, 3:54PM  
**To:** Ken Merrill [kmerrill@kalispeltribe.com]  
**Subject:** RE: EPA Class 1 Submittal questions

Hi Ken,

I just wanted to let you know that yesterday the RA signed the letter to Councilmen Nenema, requesting additional information for Kalispel's Class I proposal. It went out in the mail today, so it should reach the chairman's office sometime next week. Attached is PDF copy of the letter that went out.

Let me know if you have any questions. Have a good weekend and enjoy the July 4<sup>th</sup> holiday.

Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

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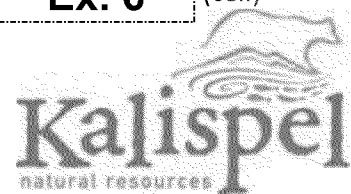
**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Saturday, June 17, 2017 1:38 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Cc:** Zach Welcker <ZWelcker@kalispeltribe.com>  
**Subject:** RE: EPA Class 1 Submittal questions

Hi Mehrdad- There is a Council Resolution, and we will state that when we address the EPA comments to our submittal.  
-Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]

**Sent:** Thursday, June 15, 2017 8:25 AM  
**To:** Ken Merrill  
**Subject:** RE: Call tomorrow at 1:30?

Forgot to include the agenda for our call. Let me know if you all want to add anything to our agenda.

- Update on EPA's Review of the Kalispel Tribe's Proposal – where we are in the process.
- Clarification of Tribal proposal to be a FIP and not a TIP.
- Discussion of additional items needed from the Tribe for the proposal:
  - Transcript of the public hearing
  - Certification stating requirement of 40 CFR 51.102 (a) and (d) have been met.
- Discussion of other items that could be helpful to have:
  - Copies of notifications to other governmental entities
  - Copies of any written comments provided by government entities, companies, others.
- Is another meeting / community workshop being planned by the Tribe?
- Questions and next steps

Thanks  
Mehrddad

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Thursday, June 15, 2017 8:05 AM  
**To:** Khatibi, Mehrddad <[khatibi.mehrddad@epa.gov](mailto:khatibi.mehrddad@epa.gov)>  
**Subject:** RE: Call tomorrow at 1:30?

Hi Mehrddad,  
We will all be on the line including our Executive Director of the Department. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)



---

**From:** Khatibi, Mehrddad [<mailto:khatibi.mehrddad@epa.gov>]  
**Sent:** Wednesday, June 14, 2017 1:10 PM  
**To:** Ken Merrill  
**Subject:** Call tomorrow at 1:30?

Hi Ken,

Just wanted to check in and see if you've had a chance to check with Zach about his availability for a call tomorrow at 1:30?

If so, can you send me his email address so that I can send him a meeting invite?

Thanks  
Mehrddad

Mehrddad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Mon 4/17/2017 2:42:51 PM  
**Subject:** EPA Air enforcement actions on reservations  
removed.txt

Hi Mehrdad,

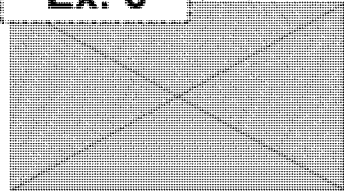
I will try to call in if there is time. I am trying to respond to a comment that the Class I redesignation will empower EPA to come into the reservation and fine people for wood-stove and road-dust problems. Could you call in a bit to discuss typical enforcement actions which EPA has taken in recent years on reservations in Region 10.

Thanks --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)



\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

This message contained an attachment which the administrator has caused to be removed.

\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

Attachment name: [image001.jpg]  
Attachment type: [image/jpeg]

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Fri 3/10/2017 7:02:49 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I think we can come up with something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Thursday, March 09, 2017 4:59 PM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

Congrats of getting to this point! Okay if I work with you to get an announcement out in the April edition of the Region 10 Tribal Newsletter?

Thanks,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, March 8, 2017 12:06 PM  
**To:** Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>  
**Cc:** Mckelvey, Laura <[Mckelvey.Laura@epa.gov](mailto:Mckelvey.Laura@epa.gov)>; Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>; Christopher J Lee <[Christopher.Lee@nau.edu](mailto:Christopher.Lee@nau.edu)>; natalene.cummings@fcpotawatomi-nsn.gov  
**Subject:** Kalispel Class 1 Redesignation Public Notice

Now out of the bag. Thanks for the training and guidance. --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)





**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Zach Welcker  
**Sent:** Thur 7/27/2017 9:02:42 PM  
**Subject:** Re: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe  
[image001.png](#)  
[image004.jpg](#)

Hi Mehrdad,

Thumb drive is in the mail. Hope it gets there this time.

Thanks

Sent by phone

> On Jul 26, 2017, at 11:34 AM, Khatibi, Mehrdad <khatibi.mehrdad@epa.gov> wrote:  
>  
>  
>  
> From: Khatibi, Mehrdad  
> Sent: Tuesday, July 25, 2017 1:20 PM  
> To: 'Ken Merrill' <kmerrill@kalispeltribe.com>; 'zwelker@kalispeltribe.com' <zwelker@kalispeltribe.com>  
> Cc: Bray, Dave <Bray.Dave@epa.gov>; 'dosterman@kalispel.com' <dosterman@kalispel.com>  
> Subject: FW: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe  
>  
> Good afternoon Ken and Zach,  
>  
> We have confirmation from the RA's office that your letter has been received. That is the good news. Unfortunately, it appears the thumb drive didn't make it with the letter. The envelope was partially torn and we're assuming the thumb drive fell out.  
>  
> Zach, I know you emailed me all the attachments, but I've had some technical issues copying over a few of them.  
>  
> Would you terribly mind sending another thumb drive? You can send it to my attention at the address below. May be best not using a typical envelop as those are processed by the post office through equipment that will strip out odd shaped objects in envelopes. I had it happen to me once when some keys were being mailed to me.  
>  
> Sorry to inconvenience you all, and please let me know if you have any questions.  
> Mehrdad  
>  
> Mehrdad Khatibi  
> Tribal Air Team Lead  
> Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
> U.S. Environmental Protection Agency  
> Suite 900, OAW-150 - Seattle, WA 98101  
> Ph: (206) 553-1603 - Khatibi.Mehrdad@epa.gov<mailto:Khatibi.Mehrdad@epa.gov>  
>  
>  
>  
> From: Gahner, Pamela  
> Sent: Monday, July 24, 2017 12:22 PM

> To: Khatibi, Mehrdad <khatibi.mehrdad@epa.gov<mailto:khatibi.mehrdad@epa.gov>>  
> Subject: RE: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe  
>  
> Mehrdad,  
>  
> We will put this original in the OAW mailbox. It is not going to go into CMS so Linda said you can decide how you want to handle the missing thumb drive.  
>  
> If any questions please let us know.  
>  
>  
> [epa\_seal\_verysmall\_trim]  
>  
>  
> Pam Gahner, Executive Asst.  
> Office of the Regional Administrator  
> U.S. EPA, Region 10  
> 1200 Sixth Avenue, Mail Stop RA-210  
> Seattle, Washington 98101-3140  
> (206) 553-2598  
>  
>  
>  
>  
> From: Khatibi, Mehrdad  
> Sent: Thursday, July 20, 2017 4:07 PM  
> To: Tyson, Linda <Tyson.Linda@epa.gov<mailto:Tyson.Linda@epa.gov>>; Gahner, Pamela <gahner.pamela@epa.gov<mailto:gahner.pamela@epa.gov>>  
> Subject: FW: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe  
>  
> Hello Linda and Pam –  
>  
> Please see email below and attached letter that we were told was mailed to the RA's attention last week Thursday. If you do happen to receive this by COB tomorrow please let me know.  
>  
> Otherwise, I will need to contact the tribe and ask that they submit it again.  
>  
> Thanks  
> Mehrdad  
>  
> Mehrdad Khatibi  
> Tribal Air Team Lead  
> Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
> U.S. Environmental Protection Agency  
> Suite 900, OAW-150 - Seattle, WA 98101  
> Ph: (206) 553-1603 - Khatibi.Mehrdad@epa.gov<mailto:Khatibi.Mehrdad@epa.gov>  
>  
>  
>  
> From: Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
> Sent: Thursday, July 13, 2017 10:30 AM  
> To: Khatibi, Mehrdad <khatibi.mehrdad@epa.gov<mailto:khatibi.mehrdad@epa.gov>>  
> Cc: Ken Merrill <kmerrill@kalispeltribe.com<mailto:kmerrill@kalispeltribe.com>>; Bray, Dave

<Bray.Dave@epa.gov<mailto:Bray.Dave@epa.gov>>; Deane Osterman  
<dosterman@kalispeltribe.com<mailto:dosterman@kalispeltribe.com>>  
> Subject: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel  
Tribe  
>  
> Mehrdad,  
>  
> Please find attached a letter from Chairman Nenema responding to EPA's June 29, 2017 request for  
additional information regarding the Kalispel Tribe's proposal to redesignate the lands within the exterior  
boundaries of its original Reservation to a Class I area under the Clean Air Act's PSD Program. The  
original letter, along with a thumb drive containing the requested information, will be mailed to Ms.  
Pirzadeh later today.  
>  
> I will also send the requested information in a series of emails to follow. Sorry for the inconvenience,  
but the files are too large to send in a single email.  
>  
> Please let us know if you have additional questions.  
>  
> Thanks,  
> Zach  
>  
> Zach Welcker  
> Senior Policy Analyst  
> Kalispel Tribe of Indians  
> (509) 447-7448 (office)  
> **Ex. 6** (cell)  
>  
> [KNRDLogo]  
>  
> <image001.png>  
> <image004.jpg>  
> <07.24.2017\_Kalispell Tribe\_OAW.pdf>





**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Zach Welcker  
**Sent:** Mon 8/21/2017 9:09:56 PM  
**Subject:** RE: Can you verify the date and recipients?

Mike Manus, Steve Kiss, Karen Skoog – Pend Oreille County Commissioners  
Andy Huddleston, Pend Oreille County Community Development Planner  
Jamie Wyrobek, Pend Oreille County Economic Development Director  
City of Cusick  
City of Newport  
Colin Willenbrock, General Manger, Pend Oreille PUD  
Grant Pfeiffer, Eastern Region Director, Department of Ecology  
Ray Pierre, Darren Holmes, Glen Nenema, Curt Holmes, Zach Welcker, Ken Merril – Kalispel Tribe

---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Friday, August 18, 2017 2:36 PM  
**To:** Zach Welcker  
**Subject:** Can you verify the date and recipients?

Hi Zach,

One of the items that you all submitted was a screen shot of an email that Deane Osterman appears to have sent to several people on March 6, 2017. But the image is pixelated and blurry, so can you provide the of the recipients of this email. Please see attached.

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
U.S. Environmental Protection Agency  
Suite 900, OAW-150 - Seattle, WA 98101  
Ph: (206) 553-1603 - [Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Mon 3/13/2017 6:43:45 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Looks good to me except I would also add that the Spokane Tribe has previously designated their reservation to a Class 1 area back in the late 1980's. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Monday, March 13, 2017 9:53 AM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

Dave Bray wrote up the following to inform the EPA OAW staff about the Class I redesignation work you all are doing. I thought bits and pieces might be helpful for the R10 Tribal newsletter article. Feel free to use whatever you think might be helpful.

Thanks,  
Mehrdad

**Redesignation of the Kalispel Indian Reservation to PSD Class I:** The Kalispel Indian Tribe has officially begun the process of redesignating their Reservation to Class I under the Prevention of Significant Deterioration (PSD) provisions of the Clean Air Act. The Tribe has prepared a Technical Report that discusses the reasons for the proposed redesignation, including a description and analysis of the health, environmental, economic, social and energy effects of the proposed redesignation. The Tribe has opened a 30-day public comment period (ending April 7, 2017) on the proposed redesignation and on the Technical Report. The Tribe will also be consulting with the State of Washington.

The PSD provisions of the Clean Air Act require States to ensure that areas with clean air do not deteriorate more than set amounts – called Class I, II, and III increments. Congress designated certain nationally significant areas (primarily National Parks and Wilderness Areas) as Class I, which allows for only a small amount of deterioration – all other areas were initially designated as Class II, which allows a modicum of deterioration. The Act allows States and Indian Tribes to redesignate Class II areas to either Class I or Class III to reflect the amount of deterioration consistent with the air quality objectives for their areas.

If the Tribal Council adopts the redesignation, the Tribe will submit a formal proposal to the EPA to reclassify the Reservation pursuant to section 164 of the Clean Air Act and the provisions of 40 CFR 2 52.21(g). The EPA will then have 90 days to approve or disapprove the proposed redesignation. Importantly, the EPA shall disapprove a proposed redesignation of any area only if it finds, after notice and opportunity for public hearing, that such redesignation does not meet the procedural requirements of EPA's rule. Contact: David Bray, x3-4253.

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I think we can come up with something --Ken

Ken Merrill

ED\_002139\_00001924-00001

Water Resources Program

(509) 447-7276 (office)

**Ex. 6**

(cell)



---

**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]

**Sent:** Thursday, March 09, 2017 4:59 PM

**To:** Ken Merrill

**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

Congrats of getting to this point! Okay if I work with you to get an announcement out in the April edition of the Region 10 Tribal Newsletter?

Thanks,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603

[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]

**Sent:** Wednesday, March 8, 2017 12:06 PM

**To:** Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>

**Cc:** Mckelvey, Laura <[Mckelvey.Laura@epa.gov](mailto:Mckelvey.Laura@epa.gov)>; Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>; Christopher J Lee <[Christopher.Lee@nau.edu](mailto:Christopher.Lee@nau.edu)>; [natalene.cummings@fcpotawatomi-nsn.gov](mailto:natalene.cummings@fcpotawatomi-nsn.gov)

**Subject:** Kalispel Class 1 Redesignation Public Notice

Now out of the bag. Thanks for the training and guidance. --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)





**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Wed 4/19/2017 10:19:15 PM  
**Subject:** RE: FARR info

Thanks Mehrdad

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Tuesday, April 18, 2017 12:56 PM  
**To:** Ken Merrill  
**Subject:** FARR info

Hi Ken,

Hope your meeting with tribal leadership goes well today. I don't know if you still need this information after our call with Dave Bray yesterday, but in case this is helpful I'm attaching some info about the FARR. The info doesn't address the Class I redesignation, but I'm including it none the less in case there are general questions about EPA's air quality rules for tribes in Region 10.

- 1. FARR brochure (Overview of current FARR program)
- 2. FARR revisions factsheet (Summary of proposed changes to the FARR)
- 3. Last, here is a link to the EPA FARR website. Goes into more detail about the current FARR: <https://www.epa.gov/farr>

Thanks

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

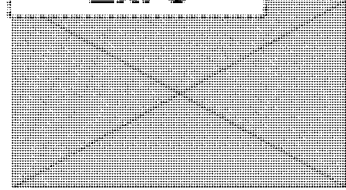
Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Mon 3/13/2017 7:48:00 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice  
removed.txt

Yes I will get you something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Monday, March 13, 2017 11:49 AM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Ken,

Sure, we can add that about Spokane. I think it might be helpful to add some language as to why the tribe is seeking the redesignation. Can you put that together?

Found out that our internal deadline for the newsletter is March 20<sup>th</sup>.

Thanks  
Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Monday, March 13, 2017 11:44 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Looks good to me except I would also add that the Spokane Tribe has previously designated their reservation to a Class 1 area back in the late 1980's. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Monday, March 13, 2017 9:53 AM  
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**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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Thanks,  
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The PSD provisions of the Clean Air Act require States to ensure that areas with clean air do not deteriorate more than set amounts – called Class I, II, and III increments. Congress designated certain nationally significant areas (primarily National Parks and Wilderness Areas) as Class I, which allows for only a small amount of deterioration – all other areas were initially designated as Class II, which allows a modicum of deterioration. The Act allows States and Indian Tribes to redesignate Class II areas to either Class I or Class III to reflect the amount of deterioration consistent with the air quality objectives for their areas.

If the Tribal Council adopts the redesignation, the Tribe will submit a formal proposal to the EPA to reclassify the Reservation pursuant to section 164 of the Clean Air Act and the provisions of 40 CFR 2 52.21(g). The EPA will then have 90 days to approve or disapprove the proposed redesignation. Importantly, the EPA shall disapprove a proposed redesignation of any area only if it finds, after notice and opportunity for public hearing, that such redesignation does not meet the procedural requirements of EPA's rule. Contact: David Bray, x3-4253.

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrddad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I think we can come up with something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)



---

**From:** Khatibi, Mehrddad [<mailto:khatibi.mehrdad@epa.gov>]  
**Sent:** Thursday, March 09, 2017 4:59 PM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

Congrats of getting to this point! Okay if I work with you to get an announcement out in the April edition of the Region 10 Tribal Newsletter?

Thanks,  
Mehrddad

Mehrddad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit

Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Wednesday, March 8, 2017 12:06 PM  
**To:** Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>  
**Cc:** Mckelvey, Laura <[Mckelvey.Laura@epa.gov](mailto:Mckelvey.Laura@epa.gov)>; Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>; Christopher J Lee <[Christopher.Lee@nau.edu](mailto:Christopher.Lee@nau.edu)>; [natalene.cummings@fcpotawatomi-nsn.gov](mailto:natalene.cummings@fcpotawatomi-nsn.gov)  
**Subject:** Kalispel Class 1 Redesignation Public Notice

Now out of the bag. Thanks for the training and guidance. --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6** (cell)



\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

This message contained an attachment which the administrator has caused to be removed.

\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

Attachment name: [image001.jpg]  
Attachment type: [image/jpeg]

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Thur 4/20/2017 12:26:26 AM  
**Subject:** RE: FARR info

I wasn't asked to attend, but the info will be used soon I suspect.  
Thanks again --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Wednesday, April 19, 2017 3:25 PM  
**To:** Ken Merrill  
**Subject:** RE: FARR info

No problem. How did the meeting with tribal leadership go?

Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, April 19, 2017 3:19 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: FARR info

Thanks Mehrdad

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Tuesday, April 18, 2017 12:56 PM  
**To:** Ken Merrill  
**Subject:** FARR info

Hi Ken,

Hope your meeting with tribal leadership goes well today. I don't know if you still need this information after our call with Dave Bray yesterday, but in case this is helpful I'm attaching some info about the FARR. The info doesn't address the Class I redesignation, but I'm including it none the less in case there are general questions about EPA's air quality rules for tribes in Region 10.

1. FARR brochure (Overview of current FARR program)
2. FARR revisions factsheet (Summary of proposed changes to the FARR)

3. Last, here is a link to the EPA FARR website. Goes into more detail about the current FARR: <https://www.epa.gov/farr>

Thanks

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Wed 3/15/2017 4:01:31 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice  
removed.txt

Hi Mehrdad-  
I have another commitment that conflicts with the air call so I can't call in.  
Sorry --Ken

Ken Merrill  
Kalispel Natural Resources  
509-447-7276

-----Original Message-----  
**From:** Khatibi, Mehrdad [khatibi.mehrdad@epa.gov]  
**Received:** Tuesday, 14 Mar 2017, 3:11PM  
**To:** Ken Merrill [kmerrill@kalispeltribe.com]  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

I was wondering if you were planning to attend the Tribal EPA Region 10 monthly conference call due to take place next week on Monday 9:30?

I'm putting the agenda together for that call, and if you're planning to attend, I'll carve out a little time for you to give an update about the Class I resdignation work.

Let me know if you would like to do that or not.  
Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
Khatibi.Mehrdad@epa.gov

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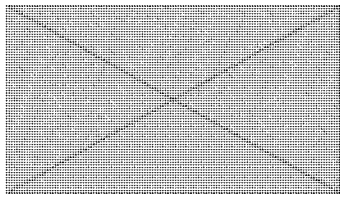
**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Monday, March 13, 2017 12:48 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I will get you something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)





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**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]  
**Sent:** Monday, March 13, 2017 11:49 AM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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Found out that our internal deadline for the newsletter is March 20<sup>th</sup>.

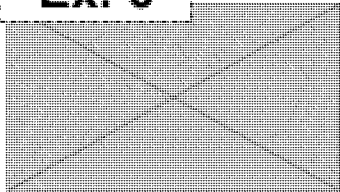
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Mehrdad

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**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Monday, March 13, 2017 11:44 AM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)



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**Redesignation of the Kalispel Indian Reservation to PSD Class I:** The Kalispel Indian Tribe has officially begun the process of redesignating their Reservation to Class I under the Prevention of Significant Deterioration (PSD) provisions of the Clean Air Act. The Tribe has prepared a Technical Report that discusses the reasons for the proposed redesignation, including a description and analysis of the health, environmental, economic, social and energy effects of the proposed redesignation. The Tribe has opened a 30-day public comment period (ending April 7, 2017) on the proposed redesignation and on the Technical Report. The Tribe will also be consulting with the State of Washington.

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If the Tribal Council adopts the redesignation, the Tribe will submit a formal proposal to the EPA to reclassify the Reservation pursuant to section 164 of the Clean Air Act and the provisions of 40 CFR 2 52.21(g). The EPA will then have 90 days to approve or disapprove the proposed redesignation. Importantly, the EPA shall disapprove a proposed redesignation of any area only if it finds, after notice and opportunity for public hearing, that such redesignation does not meet the procedural requirements of EPA's rule. Contact: David Bray, x3-4253.

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I think we can come up with something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
(cell)

**Ex. 6**

---

**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]  
**Sent:** Thursday, March 09, 2017 4:59 PM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

Congrats of getting to this point! Okay if I work with you to get an announcement out in the April edition of the Region 10 Tribal Newsletter?

Thanks,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

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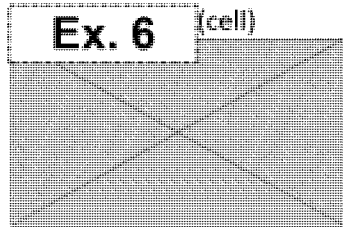
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**To:** Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>

**Cc:** Mckelvey, Laura <[Mckelvey.Laura@epa.gov](mailto:Mckelvey.Laura@epa.gov)>; Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>; Christopher J Lee <[Christopher.Lee@nau.edu](mailto:Christopher.Lee@nau.edu)>; [natalene.cummings@fcpotawatomi-nsn.gov](mailto:natalene.cummings@fcpotawatomi-nsn.gov)

**Subject:** Kalispel Class 1 Redesignation Public Notice

Now out of the bag. Thanks for the training and guidance. --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)



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\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

Attachment name: [image001.jpg]  
Attachment type: [image/jpeg]

**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Wed 3/15/2017 5:18:32 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Feel free to share with the group without me there. --Ken

Ken Merrill  
Kalispel Natural Resources  
509-447-7276

-----Original Message-----

**From:** Khatibi, Mehrdad [khatibi.mehrdad@epa.gov]  
**Received:** Wednesday, 15 Mar 2017, 9:52AM  
**To:** Ken Merrill [kmerrill@kalispeltribe.com]  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Ok – no problem.

Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, March 15, 2017 9:02 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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Kalispel Natural Resources  
509-447-7276

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Mehrdad Khatibi  
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Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

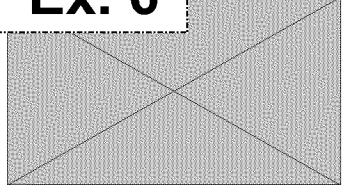
Ph: (206) 553-1603

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**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Monday, March 13, 2017 12:48 PM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I will get you something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)



---

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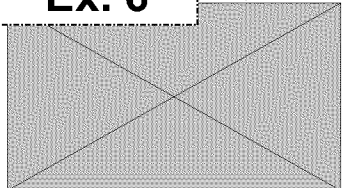
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**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)



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---

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**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrddad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)

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Thanks,  
Mehrddad

ED\_002139\_00001943-00003

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
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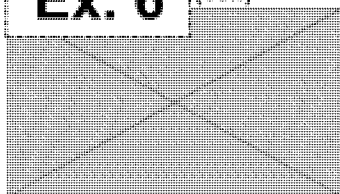
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Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
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**Ex. 6**

(cell)





**To:** Khatibi, Mehrdad[khatibi.mehrdad@epa.gov]  
**From:** Ken Merrill  
**Sent:** Wed 3/15/2017 6:21:17 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

I will send some wording about why we decided to do it today

Ken Merrill  
Kalispel Natural Resources  
509-447-7276

-----Original Message-----

**From:** Khatibi, Mehrdad [khatibi.mehrdad@epa.gov]  
**Received:** Wednesday, 15 Mar 2017, 10:33AM  
**To:** Ken Merrill [kmerrill@kalispeltribe.com]  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Ok - Will do. Thanks.

Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
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Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
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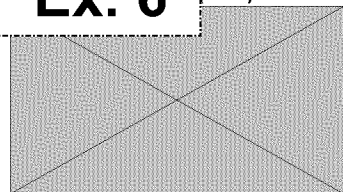
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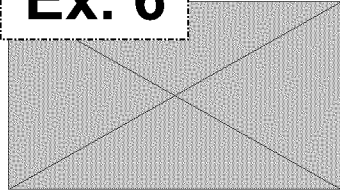
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**Redesignation of the Kalispel Indian Reservation to PSD Class I:** The Kalispel Indian Tribe has officially begun the process of redesignating their Reservation to Class I under the Prevention of Significant Deterioration (PSD) provisions of the Clean Air Act. The Tribe has prepared a Technical Report that discusses the reasons for the proposed redesignation, including a description and analysis of the health, environmental, economic, social and energy effects of the proposed redesignation. The Tribe has opened a 30-day public comment period (ending April 7, 2017) on the proposed redesignation and on the Technical Report. The Tribe will also be consulting with the State of Washington.

The PSD provisions of the Clean Air Act require States to ensure that areas with clean air do not deteriorate more than set amounts – called Class I, II, and III increments. Congress designated certain nationally significant areas (primarily National Parks and Wilderness Areas) as Class I, which allows for only a small amount of deterioration – all other areas were initially designated as Class II, which allows a modicum of deterioration. The Act allows States and Indian Tribes to redesignate Class II areas to either Class I or Class III to reflect the amount of deterioration consistent with the air quality objectives for their areas.

If the Tribal Council adopts the redesignation, the Tribe will submit a formal proposal to the EPA to reclassify the Reservation pursuant to section 164 of the Clean Air Act and the provisions of 40 CFR 2 52.21(g). The EPA will then have 90 days to approve or disapprove the proposed redesignation. Importantly, the EPA shall disapprove a proposed redesignation of any area only if it finds, after notice and opportunity for public hearing, that such redesignation does not meet the procedural requirements of EPA's rule. Contact: David Bray, x3-4253.

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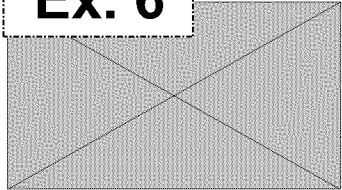
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**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I think we can come up with something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]  
**Sent:** Thursday, March 09, 2017 4:59 PM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

Congrats of getting to this point! Okay if I work with you to get an announcement out in the April edition of the Region 10 Tribal Newsletter?

Thanks,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

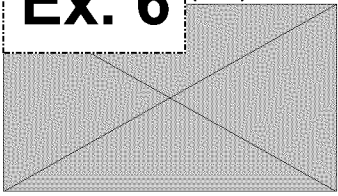
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**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Wednesday, March 8, 2017 12:06 PM  
**To:** Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>  
**Cc:** Mckelvey, Laura <[Mckelvey.Laura@epa.gov](mailto:Mckelvey.Laura@epa.gov)>; Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>; Christopher J Lee <[Christopher.Lee@nau.edu](mailto:Christopher.Lee@nau.edu)>; [natalene.cummings@fcpotawatomi-nsn.gov](mailto:natalene.cummings@fcpotawatomi-nsn.gov)  
**Subject:** Kalispel Class 1 Redesignation Public Notice

Now out of the bag. Thanks for the training and guidance. --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6** (cell)



**To:** Mckelvey, Laura[Mckelvey.Laura@epa.gov]; kmerrill@kalispeltribe.com[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Wed 1/25/2017 6:56:01 PM  
**Subject:** RE: contact for Region 10 on tribal issues

Thanks for the introductions, Laura.

Hi Ken,

As Laura mentioned I'm the new Tribal Air Lead for EPA Region 10. Let me dig around a bit today and see what resources I can find to help with your request for the PSD program and re-designation.

In the meantime if you want to chat by phone feel free to give me a call.

Thanks

Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. EPA Region 10  
1200 Sixth Avenue, Suite 900, AWT-150  
Seattle, WA 98101-3140  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)  
(206) 553-1603

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**From:** Mckelvey, Laura  
**Sent:** Wednesday, January 25, 2017 8:15 AM  
**To:** kmerrill@kalispeltribe.com  
**Cc:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** contact for Region 10 on tribal issues

Hi Folks,

Ken meet Mehrdad. Ken is with Kalispel Indian Community and working on a Class I redesignation. Mehrdad is the new tribal air person in Region X. Mehrdad Ken needs some help from the PSD folks in the Region on characterizing the current air quality status. He's looking for the formal designation for his are in both the Greenbook and part 81. In addition, I suggested he look to see if he can look at the modeling status for any recent PSD permits or in look at when the base line was triggered.

He also has some questions about the FARR. <https://www.epa.gov/farr>

Ken this link is probably more helpful then looking at the CFR.

Let me know if I can be of more help.

Thanks  
Laura

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Wed 1/25/2017 7:00:50 PM  
**Subject:** RE: Left my phone at home - Reference to FIP for FARR

Hi Ken,

I just read this email after sending my previous one to you.

It sounds like you're well connected with Dave Bray and others here in the office. But if there is anything I can help with, please let me know.

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. EPA Region 10  
1200 Sixth Avenue, Suite 900, AWT-150  
Seattle, WA 98101-3140  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)  
(206) 553-1603

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, January 25, 2017 9:34 AM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Cc:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** Left my phone at home - Reference to FIP for FARR

Hi David,  
No need to call per my phone message. Laura McKelvey helped me with the link to Part 81 for the attainment designations. I also found the FIP info in the Fed Register for the FARR. We would like to understand the baseline/increment stuff a little better as it pertains to our area for permitting since Ecology is now modifying the Ponderay Newsprint Mill permit allowing the chipping operation they were doing without authorization previously.  
Thanks --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)



**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Mon 4/17/2017 3:02:02 PM  
**Subject:** RE: EPA Air enforcement actions on reservations

Good morning Ken,

I will give you a call in a few minutes.

Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

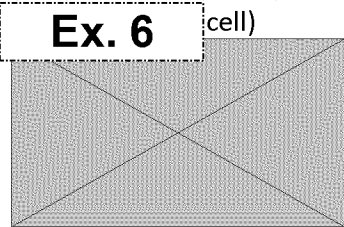
Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

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**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Monday, April 17, 2017 7:43 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** EPA Air enforcement actions on reservations

Hi Mehrdad,  
I will try to call in if there is time. I am trying to respond to a comment that the Class I redesignation will empower EPA to come into the reservation and fine people for wood-stove and road-dust problems. Could you call in a bit to discuss typical enforcement actions which EPA has taken in recent years on reservations in Region 10.  
Thanks --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)





**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Tue 4/18/2017 7:55:53 PM  
**Subject:** FARR info  
[farr-brochure-Jan2010.pdf](#)  
[FARR Revisions Summary FINAL jv.pdf](#)

Hi Ken,

Hope your meeting with tribal leadership goes well today. I don't know if you still need this information after our call with Dave Bray yesterday, but in case this is helpful I'm attaching some info about the FARR. The info doesn't address the Class I redesignation, but I'm including it none the less in case there are general questions about EPA's air quality rules for tribes in Region 10.

1. FARR brochure (Overview of current FARR program)
2. FARR revisions factsheet (Summary of proposed changes to the FARR)
3. Last, here is a link to the EPA FARR website. Goes into more detail about the current FARR: <https://www.epa.gov/farr>

Thanks

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Wed 4/19/2017 10:25:16 PM  
**Subject:** RE: FARR info

No problem. How did the meeting with tribal leadership go?

Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, April 19, 2017 3:19 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: FARR info

Thanks Mehrdad

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



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**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Tuesday, April 18, 2017 12:56 PM  
**To:** Ken Merrill  
**Subject:** FARR info

Hi Ken,

Hope your meeting with tribal leadership goes well today. I don't know if you still need this information after our call with Dave Bray yesterday, but in case this is helpful I'm attaching some info about the FARR. The info doesn't address the Class I redesignation, but I'm including it none the less in case there are general questions about EPA's air quality rules for tribes in Region 10.

1. FARR brochure (Overview of current FARR program)
2. FARR revisions factsheet (Summary of proposed changes to the FARR)
3. Last, here is a link to the EPA FARR website. Goes into more detail about the current FARR: <https://www.epa.gov/farr>

Thanks

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Thur 6/15/2017 3:24:37 PM  
**Subject:** RE: Call tomorrow at 1:30?

Forgot to include the agenda for our call. Let me know if you all want to add anything to our agenda.

- Update on EPA’s Review of the Kalispel Tribe’s Proposal – where we are in the process.
- Clarification of Tribal proposal to be a FIP and not a TIP.
- Discussion of additional items needed from the Tribe for the proposal:
  - Transcript of the public hearing
  - Certification stating requirement of 40 CFR 51.102 (a) and (d) have been met.
- Discussion of other items that could be helpful to have:
  - Copies of notifications to other governmental entities
  - Copies of any written comments provided by government entities, companies, others.
- Is another meeting / community workshop being planned by the Tribe?
- Questions and next steps

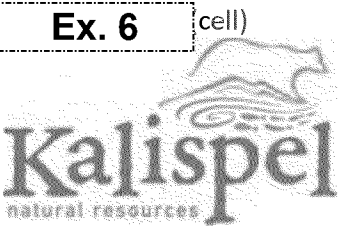
Thanks  
Mehrdad

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**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Thursday, June 15, 2017 8:05 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Call tomorrow at 1:30?

Hi Mehrdad,  
We will all be on the line including our Executive Director of the Department. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Wednesday, June 14, 2017 1:10 PM  
**To:** Ken Merrill  
**Subject:** Call tomorrow at 1:30?

Hi Ken,  
  
Just wanted to check in and see if you’ve had a chance to check with Zach about his availability for a call tomorrow at 1:30?  
  
If so, can you send me his email address so that I can send him a meeting invite?

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Fri 6/16/2017 5:39:00 PM  
**Subject:** RE: Call at 12:30 - Call tomorrow at 1:30?

Hi Ken,

Not sure if you're in the office today. I left you a quick voicemail – just a follow-up question from our call the other day.

Was curious to know if the council passed a resolution for the redesignation?

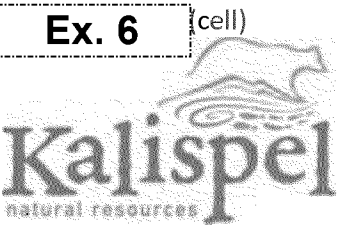
Thanks  
Mehrdad

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**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Thursday, June 15, 2017 9:52 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Call at 12:30 - Call tomorrow at 1:30?

Thanks for confirming the meeting time --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Thursday, June 15, 2017 8:16 AM  
**To:** Ken Merrill  
**Subject:** RE: Call tomorrow at 1:30?

Okay – great.

Here is the call in number, can you share it with everyone else on your end?

Time: 12:30 to 1:30

**Ex. 6**  
Code: **Ex. 6**

Thanks  
Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Thursday, June 15, 2017 8:05 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Call tomorrow at 1:30?

Hi Mehrdad,  
We will all be on the line including our Executive Director of the Department. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)



---

**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]

**Sent:** Wednesday, June 14, 2017 1:10 PM

**To:** Ken Merrill

**Subject:** Call tomorrow at 1:30?

Hi Ken,

Just wanted to check in and see if you've had a chance to check with Zach about his availability for a call tomorrow at 1:30?

If so, can you send me his email address so that I can send him a meeting invite?

Thanks

Mehrdad

Mehrdad Khatibi

Tribal Air Team Lead

Tribal Programs, Diesel, and Indoor Air Unit

Office of Air and Waste

U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603

[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Tue 6/20/2017 11:30:03 PM  
**Subject:** Modeling files from Air Resources Specialist

Hello Ken,

At your earliest convenience can you mail to me the digital modeling files that Air Resource Specialists provided for the Energy Impact Analysis report done in support of the Class I redesignation proposal?

Please mail to:

Mehrdad Khatibi  
U.S. Environmental Protection Agency  
1200 Sixth Avenue  
Suite 900, OAW-150  
Seattle, WA 98101

Thanks in advance,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Wed 6/21/2017 4:00:20 PM  
**Subject:** RE: Modeling files from Air Resources Specialist

Thank you, Ken!

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

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**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, June 21, 2017 8:41 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Modeling files from Air Resources Specialist

I will overnight mail today --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Tuesday, June 20, 2017 4:30 PM  
**To:** Ken Merrill  
**Subject:** Modeling files from Air Resources Specialist

Hello Ken,

At your earliest convenience can you mail to me the digital modeling files that Air Resource Specialists provided for the Energy Impact Analysis report done in support of the Class I redesignation proposal?

Please mail to:

Mehrdad Khatibi  
U.S. Environmental Protection Agency  
1200 Sixth Avenue  
Suite 900, OAW-150  
Seattle, WA 98101

Thanks in advance,  
Mehrdad

Mehrdad Khatibi



Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Tue 6/27/2017 7:48:28 PM  
**Subject:** RE: Modeling files from Air Resources Specialist

Hi Ken,

Yes, got it last week. Thanks for sending it over so quickly!

Hope everything else is going well.

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Tuesday, June 27, 2017 12:35 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Modeling files from Air Resources Specialist

Hi Mehrdad,  
Did you get the air hypothetical energy project modeling files? --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Tuesday, June 20, 2017 4:30 PM  
**To:** Ken Merrill  
**Subject:** Modeling files from Air Resources Specialist

Hello Ken,

At your earliest convenience can you mail to me the digital modeling files that Air Resource Specialists provided for the Energy Impact Analysis report done in support of the Class I redesignation proposal?

Please mail to:

Mehrdad Khatibi  
U.S. Environmental Protection Agency  
1200 Sixth Avenue  
Suite 900, OAW-150  
Seattle, WA 98101

Thanks in advance,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Fri 6/30/2017 10:54:20 PM  
**Subject:** RE: EPA Class 1 Submittal questions  
Nenema, Glen, Kalispel Tribe of Indians, 6.29.17 letter final.pdf

Hi Ken,

I just wanted to let you know that yesterday the RA signed the letter to Councilmen Nenema, requesting additional information for Kalispel's Class I proposal. It went out in the mail today, so it should reach the chairman's office sometime next week. Attached is PDF copy of the letter that went out.

Let me know if you have any questions. Have a good weekend and enjoy the July 4<sup>th</sup> holiday.

Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

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**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Saturday, June 17, 2017 1:38 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Cc:** Zach Welcker <ZWelcker@kalispeltribe.com>  
**Subject:** RE: EPA Class 1 Submittal questions

Hi Mehrdad- There is a Council Resolution, and we will state that when we address the EPA comments to our submittal.  
-Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Thursday, June 15, 2017 8:25 AM  
**To:** Ken Merrill  
**Subject:** RE: Call tomorrow at 1:30?

Forgot to include the agenda for our call. Let me know if you all want to add anything to our agenda.

- Update on EPA's Review of the Kalispel Tribe's Proposal – where we are in the process.
- Clarification of Tribal proposal to be a FIP and not a TIP.
- Discussion of additional items needed from the Tribe for the proposal:
  - Transcript of the public hearing
  - Certification stating requirement of 40 CFR 51.102 (a) and (d) have been met.

- Discussion of other items that could be helpful to have:
  - Copies of notifications to other governmental entities
  - Copies of any written comments provided by government entities, companies, others.
- Is another meeting / community workshop being planned by the Tribe?
- Questions and next steps

Thanks  
Mehrddad

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Thursday, June 15, 2017 8:05 AM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Call tomorrow at 1:30?

Hi Mehrdad,  
We will all be on the line including our Executive Director of the Department. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]  
**Sent:** Wednesday, June 14, 2017 1:10 PM  
**To:** Ken Merrill  
**Subject:** Call tomorrow at 1:30?

Hi Ken,

Just wanted to check in and see if you've had a chance to check with Zach about his availability for a call tomorrow at 1:30?

If so, can you send me his email address so that I can send him a meeting invite?

Thanks  
Mehrddad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

OFFICE OF THE REGIONAL  
ADMINISTRATOR

JUN 29 2017

The Honorable Glen Nenema  
Chairman, Kalispel Business Council  
Kalispel Tribe of Indians  
P.O. Box 39  
Usk, Washington 99180

Dear Chairman Nenema:

Thank you for your letter dated May 11, 2017, proposing to re-designate the lands within the exterior boundaries of the Kalispel Indian Reservation to a Class I area under the Clean Air Act's Prevention of Significant Deterioration (PSD) Program.

We have completed an initial review of your proposal and determined that the following items are needed for the EPA to finalize its review:

- We request confirmation that the Tribe is requesting the EPA to effectuate the re-designation by promulgating a revision to the current Federal Implementation Plan for the Kalispel Tribe of Indians codified in 40 C.F.R. Part 49 and that the Tribe is not intending to submit a Tribal Implementation Plan for EPA's approval;
- We understand that the Tribe held a public hearing on April 10, 2017, regarding this proposal and generated a transcript of the hearing. Please confirm that the Tribe has prepared and retained a record of the hearing and provide a copy of the transcript for the EPA's inspection;
- We are in receipt of Taylor S. Fielding's certification that the Tribe held a public hearing regarding the proposal at approximately 5:30 p.m. on April 10, 2017, at the Camas Center for Community Wellness which is located within the exterior boundaries of the Kalispel Indian Reservation. We request that Attorney Fielding, or any other official authorized to represent the Tribe, supplement this certification with a certification that the Tribe complied with all requirements of 40 C.F.R. § 51.102(a) and (d) regarding public hearings.

In addition to the above, two additional items will be helpful as the EPA moves forward on your request:

- Your May 15, 2017, submittal included numerous formal letters the Tribe sent to various federal, state, and tribal entities regarding the proposal and public hearing. We understand that you notified additional governmental entities through less formal means. Please provide copies of notifications, regardless of the medium, to any other federal, state, local, or tribal government entities;
- Your May 15, 2017, proposal mentions that the Tribe provided an opportunity for interested parties to submit written comments regarding the proposal. Please provide copies of any written comments provided to the Tribe by government entities, companies, and others.

Please feel free to contact me directly at (206) 553-1234 with any questions or your staff may contact our Tribal Air Team Lead, Mehrdad Khatibi, at (206) 553-1603 or at khatibi.mehrdad@epa.gov. Please direct any questions from legal counsel to Brett Dugan, Assistant Regional Counsel, at (206) 553-8562. Thank you again for your submission and we look forward to working with you throughout this process.

Sincerely,



Michelle L. Pirzadeh  
Acting Regional Administrator

cc: Mr. Deane Osterman  
Executive Director  
Kalispel Natural Resources Department

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Fri 3/10/2017 12:58:42 AM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

Congrats of getting to this point! Okay if I work with you to get an announcement out in the April edition of the Region 10 Tribal Newsletter?

Thanks,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, March 8, 2017 12:06 PM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Cc:** Mckelvey, Laura <Mckelvey.Laura@epa.gov>; Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>; Christopher J Lee <Christopher.Lee@nau.edu>; natalene.cummings@fcpotawatomi-nsn.gov  
**Subject:** Kalispel Class 1 Redesignation Public Notice

Now out of the bag. Thanks for the training and guidance. --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)





**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Fri 3/10/2017 7:11:18 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Great! I'll find out what our Newsletter deadline is and any other instructions that might be helpful.

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I think we can come up with something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Thursday, March 09, 2017 4:59 PM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

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Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6** (cell)



**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Mon 3/13/2017 4:53:09 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

Dave Bray wrote up the following to inform the EPA OAW staff about the Class I redesignation work you all are doing. I thought bits and pieces might be helpful for the R10 Tribal newsletter article. Feel free to use whatever you think might be helpful.

Thanks,  
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**Redesignation of the Kalispel Indian Reservation to PSD Class I:** The Kalispel Indian Tribe has officially begun the process of redesignating their Reservation to Class I under the Prevention of Significant Deterioration (PSD) provisions of the Clean Air Act. The Tribe has prepared a Technical Report that discusses the reasons for the proposed redesignation, including a description and analysis of the health, environmental, economic, social and energy effects of the proposed redesignation. The Tribe has opened a 30-day public comment period (ending April 7, 2017) on the proposed redesignation and on the Technical Report. The Tribe will also be consulting with the State of Washington.

The PSD provisions of the Clean Air Act require States to ensure that areas with clean air do not deteriorate more than set amounts – called Class I, II, and III increments. Congress designated certain nationally significant areas (primarily National Parks and Wilderness Areas) as Class I, which allows for only a small amount of deterioration – all other areas were initially designated as Class II, which allows a modicum of deterioration. The Act allows States and Indian Tribes to redesignate Class II areas to either Class I or Class III to reflect the amount of deterioration consistent with the air quality objectives for their areas.

If the Tribal Council adopts the redesignation, the Tribe will submit a formal proposal to the EPA to reclassify the Reservation pursuant to section 164 of the Clean Air Act and the provisions of 40 CFR 2 52.21(g). The EPA will then have 90 days to approve or disapprove the proposed redesignation. Importantly, the EPA shall disapprove a proposed redesignation of any area only if it finds, after notice and opportunity for public hearing, that such redesignation does not meet the procedural requirements of EPA’s rule. Contact: David Bray, x3-4253.

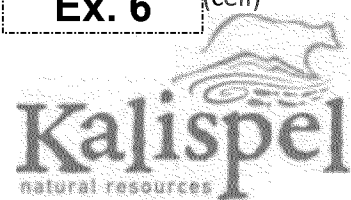
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**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



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Mehrdad Khatibi  
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Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

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**Cc:** Mckelvey, Laura <[Mckelvey.Laura@epa.gov](mailto:Mckelvey.Laura@epa.gov)>; Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>; Christopher J Lee <[Christopher.Lee@nau.edu](mailto:Christopher.Lee@nau.edu)>; [natalene.cummings@fcpotawatomi-nsn.gov](mailto:natalene.cummings@fcpotawatomi-nsn.gov)  
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Now out of the bag. Thanks for the training and guidance. --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)



**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Mon 3/13/2017 6:49:29 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Ken,

Sure, we can add that about Spokane. I think it might be helpful to add some language as to why the tribe is seeking the redesignation. Can you put that together?

Found out that our internal deadline for the newsletter is March 20<sup>th</sup>.

Thanks  
Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Monday, March 13, 2017 11:44 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Looks good to me except I would also add that the Spokane Tribe has previously designated their reservation to a Class 1 area back in the late 1980's. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

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**Sent:** Monday, March 13, 2017 9:53 AM  
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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)



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Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

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[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

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Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6** (cell)



**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Tue 3/14/2017 10:11:46 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

I was wondering if you were planning to attend the Tribal EPA Region 10 monthly conference call due to take place next week on Monday 9:30?

I'm putting the agenda together for that call, and if you're planning to attend, I'll carve out a little time for you to give an update about the Class I redesignation work.

Let me know if you would like to do that or not.

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

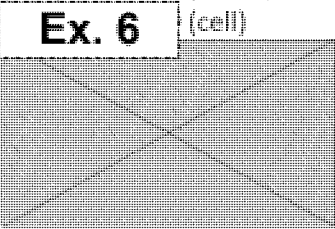
Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

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**Sent:** Monday, March 13, 2017 12:48 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I will get you something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)



---

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Thanks



Mehrdad

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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



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**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



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Mehrdad Khatibi  
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Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
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Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)



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**From:** Khatibi, Mehrdad  
**Sent:** Wed 3/15/2017 4:52:46 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Ok – no problem.

Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, March 15, 2017 9:02 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Mehrdad-  
I have another commitment that conflicts with the air call so I can't call in.  
Sorry --Ken

Ken Merrill  
Kalispel Natural Resources  
509-447-7276

-----Original Message-----  
**From:** Khatibi, Mehrdad [khatibi.mehrdad@epa.gov]  
**Received:** Tuesday, 14 Mar 2017, 3:11PM  
**To:** Ken Merrill [kmerrill@kalispeltribe.com]  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

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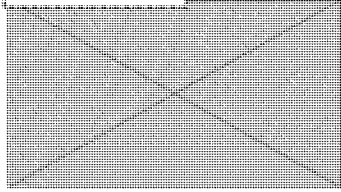
**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Monday, March 13, 2017 12:48 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I will get you something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)



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**Sent:** Monday, March 13, 2017 11:49 AM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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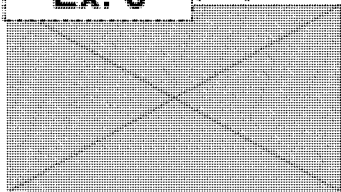
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**Ex. 6**

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Dave Bray wrote up the following to inform the EPA OAW staff about the Class I redesignation work you all are doing. I thought bits and pieces might be helpful for the R10 Tribal newsletter article. Feel free to use whatever you think might be helpful.

Thanks,  
Mehrdad

**Redesignation of the Kalispel Indian Reservation to PSD Class I:** The Kalispel Indian Tribe has officially begun the process

ED\_002139\_00002480-00002

of redesignating their Reservation to Class I under the Prevention of Significant Deterioration (PSD) provisions of the Clean Air Act. The Tribe has prepared a Technical Report that discusses the reasons for the proposed redesignation, including a description and analysis of the health, environmental, economic, social and energy effects of the proposed redesignation. The Tribe has opened a 30-day public comment period (ending April 7, 2017) on the proposed redesignation and on the Technical Report. The Tribe will also be consulting with the State of Washington.

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---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Friday, March 10, 2017 11:03 AM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Yes I think we can come up with something --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)

---

**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]  
**Sent:** Thursday, March 09, 2017 4:59 PM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

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Thanks,  
Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

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**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]

**Sent:** Wednesday, March 8, 2017 12:06 PM

**To:** Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>

**Cc:** Mckelvey, Laura <[Mckelvey.Laura@epa.gov](mailto:Mckelvey.Laura@epa.gov)>; Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>; Christopher J Lee <[Christopher.Lee@nau.edu](mailto:Christopher.Lee@nau.edu)>; [natalene.cummings@fcpotawatomi-nsn.gov](mailto:natalene.cummings@fcpotawatomi-nsn.gov)

**Subject:** Kalispel Class 1 Redesignation Public Notice

Now out of the bag. Thanks for the training and guidance. --Ken

Kenneth R. Merrill

Manager - Water Resources Program

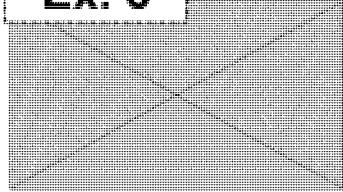
Kalispel Tribe Natural Resources

PO Box 39, Usk, WA, 99180

(509) 447-7276 (office)

**Ex. 6**

(cell)



**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Wed 3/15/2017 5:33:20 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Ok - Will do. Thanks.

Mehrdad

Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, March 15, 2017 10:19 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Feel free to share with the group without me there. --Ken

Ken Merrill  
Kalispel Natural Resources  
509-447-7276

-----Original Message-----  
**From:** Khatibi, Mehrdad [khatibi.mehrdad@epa.gov]  
**Received:** Wednesday, 15 Mar 2017, 9:52AM  
**To:** Ken Merrill [kmerrill@kalispeltribe.com]  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Ok – no problem.

Mehrdad

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Wednesday, March 15, 2017 9:02 AM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Mehrdad-  
I have another commitment that conflicts with the air call so I can't call in.  
Sorry --Ken

Ken Merrill  
Kalispel Natural Resources  
509-447-7276

-----Original Message-----  
**From:** Khatibi, Mehrdad [khatibi.mehrdad@epa.gov]  
**Received:** Tuesday, 14 Mar 2017, 3:11PM  
**To:** Ken Merrill [kmerrill@kalispeltribe.com]  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Hi Ken,

I was wondering if you were planning to attend the Tribal EPA Region 10 monthly conference call due to take place next week on Monday 9:30?

I'm putting the agenda together for that call, and if you're planning to attend, I'll carve out a little time for you to give an update about the Class I redsignation work.

Let me know if you would like to do that or not.

Thanks

Mehrdad

Mehrdad Khatibi

Tribal Air Lead

Tribal Programs, Diesel, and Indoor Air Unit

Office of Air and Waste

U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603

[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]

**Sent:** Monday, March 13, 2017 12:48 PM

**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>

**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

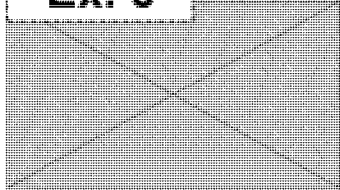
Yes I will get you something --Ken

Ken Merrill

Water Resources Program

(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Khatibi, Mehrdad [<mailto:khatibi.mehrdad@epa.gov>]

**Sent:** Monday, March 13, 2017 11:49 AM

**To:** Ken Merrill

**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Ken,

Sure, we can add that about Spokane. I think it might be helpful to add some language as to why the tribe is seeking the redesignation. Can you put that together?

Found out that our internal deadline for the newsletter is March 20<sup>th</sup>.

Thanks

Mehrdad

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]

**Sent:** Monday, March 13, 2017 11:44 AM

**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>

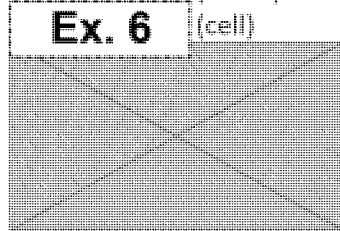
ED\_002139\_00002486-00002



**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

Looks good to me except I would also add that the Spokane Tribe has previously designated their reservation to a Class 1 area back in the late 1980's. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)



---

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**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6**

(cell)

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Tribal Air Lead  
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**Subject:** Kalispel Class 1 Redesignation Public Notice

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Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180

(509) 447-7276 (office)

**Ex. 6**

(cell)

**To:** Ken Merrill[kmerrill@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Wed 3/15/2017 8:59:15 PM  
**Subject:** RE: Kalispel Class 1 Redesignation Public Notice

OK - Understood.

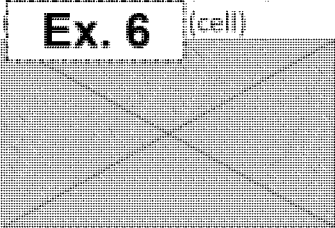
And thanks for letting me know.  
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Hi Mehrdad,  
There is concern about generating too much publicity over the Class 1 redesignation, and for now, we would just as soon leave it out of the tribal newsletter for awhile.  
Thanks --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)



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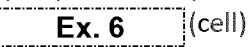
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Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



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Mehrdad Khatibi  
Tribal Air Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
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**Subject:** Kalispel Class 1 Redesignation Public Notice

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Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)



**From:** Khatibi, Mehrdad

**Location:** Ex. 6 code: Ex. 6

**Importance:** Normal

**Subject:** Tribal - EPA Air Quality Call for March

**Start Time:** Mon 3/20/2017 4:00:00 PM

**End Time:** Mon 3/20/2017 5:30:00 PM

**Required Attendees:** 'acraig@ctclusi.org'; 'andreab@nezperce.org'; 'andrew.beers@burnspaiute-nsn.gov'; 'argeorge@cdatribe-nsn.gov'; 'bill.sullivan@puyalluptribe.com'; 'bjk@spokanetribe.com'; 'CalebMinthorn@ctuir.org'; 'ckelly@quinault.org'; 'cmay@suquamish.nsn.us'; 'dana.sarff@makah.com'; 'deepak.sehgal@ctwsbnr.org'; 'dfuller@pgst.nsn.us'; 'kris.ray@colvilletribes.com'; 'doug.sternback@makah.com'; 'dwilliams@suquamish.nsn.us'; 'eddy.chu@muckleshoot.nsn.us'; 'eliharris@ctuir.org'; 'esanche@yakama.com'; 'frank.geyer@quileutenation.org'; 'gburns@shoalwaterbay-nsn.gov'; 'gconnelly@chehalistribe.org'; 'gmacwilliams@nooksack-nsn.gov'; 'gmittelstaedt@thhnw.org'; 'grant.timentwa@muckleshoot.nsn.us'; 'greenleaf@kootenai.org'; 'greggd@lummi-nsn.gov'; 'Heather Bartlett'; 'heather@snoqualmtribe.us'; 'hhals@jamestowntribe.org'; 'jason.fenton@burnspaiute-nsn.gov'; 'jasongobin@tulaliptribes-nsn.gov'; 'jdickison@squaxin.us'; 'joseph@sauk-suiattle.com'; 'jmaroney@knrd.org'; 'johnab@nezperce.org'; 'jpavel@skokomish.org'; 'julies@nezperce.org'; 'jwolf@skokomish.org'; 'Kathy Moses'; 'kmerrill@knrd.org'; 'laurenR@upperskagit.com'; 'lhiggins@cdatribe-nsn.gov'; 'lhowell@shoshonebannocktribes.com'; 'likebe@swinomish.nsn.us'; 'lucas.bair@spokanetribe.com'; 'Maria Roberts'; 'mary.basballe@puyalluptribe.com'; 'maryf@nezperce.org'; 'matt.beirne@elwha.nsn.us'; 'mcorvi@ctclusi.org'; 'meagan.flier@grandronde.org'; 'mel.moon@quileutenation.org'; 'mikek@ctsi.nsn.us'; 'Mollie Cline'; 'Natalia Shaw'; 'noelle@yakama.com'; 'paulm@pgst.nsn.us'; 'pstevenson@stillaguamish.com'; 'pwakeland@coquilletribe.org'; 'rbarnes@skokomish.org'; 'rmoses@tulaliptribes-nsn.gov'; 'rodskeen@ctuir.org'; 'romac@pgst.nsn.us'; 'Sam Phillips'; 'sbaldwin@shoshonebannocktribes.com'; 'scossairt@kootenai.org'; 'ssteltzner@squaxin.us'; Personal Email / Ex. 6 stanley.curtis@nisqually-nsn.gov; 'taylor.a@cowlitz.org'; 'terryg@yakama.com'; 'thomasb@lummi-nsn.gov'; 'tim.outman@ctwsbnr.org'; 'tracyb@ctsi.nsn.us'; 'twoard@samishtribe.nsn.us'; 'walter.george@nisqually-nsn.gov'; 'will.hatcher@klamathtribes.com'; 'jmainord@swinomish.nsn.us'; Valiere, Lucita; Todd, Bill; Hall, Chris; Meyer, Dan; Bray, Dave; Hardesty, Doug; Rose, Keith; Kline, Debbie; Lambert, Aaron; McGown, Michael; Elleman, Robert; Stewart, Gretchen; Vaupel, Claudia; Wilson, Wenona; Brozusky, Sandra; McTigue, Erin; Krauss, Kayla; Bosneag, Andra; Shayna McCrary-Martin

**Optional Attendees:** Jeff Dickison; Kelly, Carolyn; Grant Timentwa; Jacinda Mainord; Cherrie May; Gillian Mittelstaedt

[DraftCourseListFY18.doc](#)

Tribal – EPA Air Quality Call for March 2017

Call in number: Ex. 6

Access code: Ex. 6

1. Roll Call
2. FY17 State & Tribal Air Grants (STAG) funding update: Mehrdad
3. FARR and FARR Online Registration System (FORS) update: Andra and Bill
4. Kalispel Tribe Class I Redesignation: Mehrdad
5. Wood smoke activity book: Sandra
  - a. <https://www.epa.gov/burnwise/wood-smoke-activity-book>
  - b. Thanks to: Burn Wise Alaska, Alaska DEC, and Carolyn Kelly
6. Biannual Tribal Air meeting update: Mehrdad
  - a. Planning members: Carolynn Kelly, Jacinda Maynard, Kathy Moses, Kevin Greenleaf, and Bill Todd)
  - b. Monthly planning calls – first Wednesday of the month at 1:30 pm. Next call: Wednesday April 3<sup>rd</sup> at 1:30.
7. ITEP air quality trainings for FY18 announced. See attached.
  - a. What other air quality training courses would you like to see ITEP offer?
8. Region 10 tribal air monitors
  - a. Options for managing and maintaining
    - i. EPA Region 10 Manchester Lab
    - ii. EPA TAMS Center lab
    - iii. Other options?
9. Tribal Updates
  - a. National Tribal Air Association – Executive Committee (Kevin Greenleaf / Carolynn Kelly)
  - b. Tribal Air Monitoring Support Center – Steering Committee (Kris Ray)

- c. Tribal Healthy Homes Network – Gillian Mittelstaedt
- d. Other Tribal Updates

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10

Ph: (206) 553-1603  
[Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** Zach Welcker[ZWelcker@kalispeltribe.com]; Ken Merrill[kmerrill@kalispeltribe.com]  
**Cc:** Zokan, Jim[Zokan.Jim@epa.gov]  
**From:** Khatibi, Mehrdad  
**Sent:** Thur 8/17/2017 10:47:01 PM  
**Subject:** EPA response to Idaho County Commissioners  
17-001-1286 Rohrwasser, Michelle.pdf

Hello Zach and Ken,

I wanted to make sure you all have a copy of the letter that is going out to the county commissioners in northern Idaho. The letter is in response to their inquiry about the Kalispel Tribe's Class I redesignation proposal. Chairman Glen Nenema was cc'd on the letter, so he should also be receiving this.

Let me know if you have any questions.

Thanks

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
U.S. Environmental Protection Agency  
Suite 900, OAW-150 - Seattle, WA 98101  
Ph: (206) 553-1603 - [Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, WA 98101-3140

OFFICE OF THE REGIONAL  
ADMINISTRATOR

AUG 15 2017

Ms. Michelle Rohrwasser, Deputy Clerk  
Boundary County Board of Commissioners  
P.O. Box 419  
Bonners Ferry, Idaho 83805

Dear Ms. Rohrwasser:

Thank you for forwarding the letter dated July 20, 2017 from the State of Idaho's County Commission Chairmen for the five northern counties to Mr. Scott Pruitt, Administrator for the U.S. Environmental Protection Agency, regarding the Kalispel Tribe of Indians Class I redesignation proposal. Administrator Pruitt asked me to respond on his behalf. I hope the following information is helpful in clarifying the EPA's redesignation process and addresses the concerns of the Chairmen.

On May 11, 2017, the Kalispel Tribe of Indians submitted to the EPA Region 10 a proposal to redesignate the lands within the exterior boundaries of their reservation as a Class I area pursuant to the Clean Air Act Prevention of Significant Deterioration Program. We are currently in the process of reviewing the tribe's proposal to determine if it is complete and meets the requirements set forth in Section 164(c) of the Clean Air Act and EPA's implementation rules 40 CFR 52.21(g).

Upon completion of our review, if the EPA determines that the tribe's redesignation proposal meets applicable requirements, we will prepare a proposed decision regarding the redesignation request. This proposed EPA rulemaking will be published in the Federal Register for notice and comment, and will contain the EPA's reasons for proposing to grant or deny the redesignation request. An opportunity for a public hearing on the proposal is also provided as part of this process. During the rule making process we will ensure that you are notified by our office when a proposed rule is published in the Federal Register and when a public hearing is proposed.

Again, thank you for contacting the EPA. If you have any questions, please feel free to contact me or have your staff contact Dave Bray, Associate Director, Office of Air and Waste, who is our project contact for the Kalispel Tribe of Indians proposal. Mr. Bray may be reached by telephone at (206) 553-4253 or by email at [bray.dave@epa.gov](mailto:bray.dave@epa.gov).

Sincerely,

A handwritten signature in cursive script, appearing to read "Michelle L. Pirzadeh".

Michelle L. Pirzadeh  
Acting Regional Administrator

cc: The Honorable Dan R. Dinning  
Chairman, Boundary County Board of Commissioners

The Honorable Marc Eberlein  
Chairman, Kootenai County Board of Commissioners

The Honorable Patrick Mike Fitzgerald  
Chairman, Shoshone County Board of Commissioners

The Honorable Glen Bailey  
Chairman, Bonner County Board of Commissioners

The Honorable Jack Buell  
Chairman, Board of the Benewah County Commissioners

The Honorable Glen Nenema  
Kalispel Tribal Chair

**To:** Zach Welcker[ZWelcker@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Mon 8/21/2017 9:14:08 PM  
**Subject:** RE: Can you verify the date and recipients?

Thank you, Zach!

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
U.S. Environmental Protection Agency  
Suite 900, OAW-150 - Seattle, WA 89101  
Ph: (206) 553-1603 - [Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
**Sent:** Monday, August 21, 2017 2:10 PM  
**To:** Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
**Subject:** RE: Can you verify the date and recipients?

Mike Manus, Steve Kiss, Karen Skoog – Pend Oreille County Commissioners  
Andy Huddleston, Pend Oreille County Community Development Planner  
Jamie Wyrobek, Pend Oreille County Economic Development Director  
City of Cusick  
City of Newport  
Colin Willenbrock, General Manger, Pend Oreille PUD  
Grant Pfeiffer, Eastern Region Director, Department of Ecology  
Ray Pierre, Darren Holmes, Glen Nenema, Curt Holmes, Zach Welcker, Ken Merril – Kalispel Tribe

---

**From:** Khatibi, Mehrdad [mailto:khatibi.mehrdad@epa.gov]  
**Sent:** Friday, August 18, 2017 2:36 PM  
**To:** Zach Welcker  
**Subject:** Can you verify the date and recipients?

Hi Zach,

One of the items that you all submitted was a screen shot of an email that Deane Osterman appears to have sent to several people on March 6, 2017. But the image is pixelated and blurry, so can you provide the of the recipients of this email. Please see attached.

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
U.S. Environmental Protection Agency  
Suite 900, OAW-150 - Seattle, WA 89101  
Ph: (206) 553-1603 - [Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

**To:** ZWelcker@kalispeltribe.com[ZWelcker@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Wed 7/26/2017 6:34:21 PM  
**Subject:** FW: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe  
07.24.2017 Kalispell Tribe OAW.pdf

---

**From:** Khatibi, Mehrdad  
**Sent:** Tuesday, July 25, 2017 1:20 PM  
**To:** 'Ken Merrill' <kmerrill@kalispeltribe.com>; 'zwelker@kalispeltribe.com' <zwelker@kalispeltribe.com>  
**Cc:** Bray, Dave <Bray.Dave@epa.gov>; 'dosterman@kalispel.com' <dosterman@kalispel.com>  
**Subject:** FW: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe

Good afternoon Ken and Zach,

We have confirmation from the RA's office that your letter has been received. That is the good news. Unfortunately, it appears the thumb drive didn't make it with the letter. The envelope was partially torn and we're assuming the thumb drive fell out.

Zach, I know you emailed me all the attachments, but I've had some technical issues copying over a few of them.

Would you terribly mind sending another thumb drive? You can send it to my attention at the address below. May be best not using a typical envelop as those are processed by the post office through equipment that will strip out odd shaped objects in envelopes. I had it happen to me once when some keys were being mailed to me.

Sorry to inconvenience you all, and please let me know if you have any questions.  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
U.S. Environmental Protection Agency  
Suite 900, OAW-150 - Seattle, WA 98101  
Ph: (206) 553-1603 - [Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Gahner, Pamela  
**Sent:** Monday, July 24, 2017 12:22 PM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Subject:** RE: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe

Mehrdad,

We will put this original in the OAW mailbox. It is not going to go into CMS so Linda said you can decide how you want to handle the missing thumb drive.

If any questions please let us know.



Pam Gahner, Executive Asst.  
Office of the Regional Administrator  
U.S. EPA, Region 10  
1200 Sixth Avenue, Mail Stop RA-210  
Seattle, Washington 98101-3140  
(206) 553-2598

---

---

**From:** Khatibi, Mehrdad  
**Sent:** Thursday, July 20, 2017 4:07 PM  
**To:** Tyson, Linda <Tyson.Linda@epa.gov>; Gahner, Pamela <gahner.pamela@epa.gov>  
**Subject:** FW: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe

Hello Linda and Pam –

Please see email below and attached letter that we were told was mailed to the RA's attention last week Thursday. If you do happen to receive this by COB tomorrow please let me know.

Otherwise, I will need to contact the tribe and ask that they submit it again.

Thanks  
Mehrdad

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
U.S. Environmental Protection Agency  
Suite 900, OAW-150 - Seattle, WA 98101  
Ph: (206) 553-1603 - [Khatibi.Mehrdad@epa.gov](mailto:Khatibi.Mehrdad@epa.gov)

---

**From:** Zach Welcker [<mailto:ZWelcker@kalispeltribe.com>]  
**Sent:** Thursday, July 13, 2017 10:30 AM  
**To:** Khatibi, Mehrdad <[khatibi.mehrdad@epa.gov](mailto:khatibi.mehrdad@epa.gov)>  
**Cc:** Ken Merrill <[kmerrill@kalispeltribe.com](mailto:kmerrill@kalispeltribe.com)>; Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>; Deane Osterman <[dosterman@kalispeltribe.com](mailto:dosterman@kalispeltribe.com)>  
**Subject:** Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe

Mehrdad,

Please find attached a letter from Chairman Nenema responding to EPA's June 29, 2017 request for additional information regarding the Kalispel Tribe's proposal to redesignate the lands within the exterior boundaries of its original Reservation to a Class I area under the Clean Air Act's PSD Program. The original letter, along with a thumb drive containing the requested information, will be mailed to Ms. Pirzadeh later today.

I will also send the requested information in a series of emails to follow. Sorry for the inconvenience, but the files are too large to send in a single email.

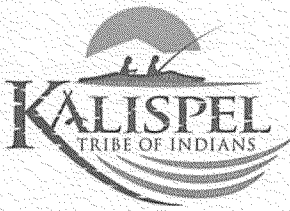
Please let us know if you have additional questions.

Thanks,  
Zach

Zach Welcker  
Senior Policy Analyst  
Kalispel Tribe of Indians  
(509) 447-7448 (office)

**Ex. 6** (cell)





RECEIVED ON:

JUL 24, 2017

Kalispel Tribe of Indians  
P.O. Box 39  
Usk, WA 99180

(509) 445-1147  
(509) 445-1705 fax  
www.kalispeltribe.com

July 13, 2017

EPA Region 10  
Office of the Regional Administrator

Michelle Pirzadeh  
Acting Administrator, Region 10  
Environmental Protection Agency  
1200 Sixth Avenue, Suite 900  
Seattle, WA 98101

**RE: Supplemental Information for EPA's Review of the Kalispel Tribe's Class I Redesignation Proposal**

Dear Ms. Pirzadeh:

Thank you for your letter dated June 29, 2017 regarding the Kalispel Tribe's proposal to redesignate the lands within the exterior boundaries of our original Reservation to a Class I area under the Clean Air Act's Prevention of Significant Deterioration Program. For the record, the Tribe is requesting that EPA effectuate the redesignation by promulgating a revision to the current Federal Implementation Plan for the Kalispel Tribe of Indians codified in 40 C.F.R. Part 49. The Tribe does not intend to submit a Tribal Implementation Plan for EPA's approval.

The following documents are attached in response to your requests for information:

- A copy of the transcript of the April 10, 2017 public hearing regarding the Tribe's Class I redesignation proposal.
- A supplemental certification from Taylor S. Fielding, Staff Attorney for the Kalispel Tribe, that the Tribe complied with all requirements of 40 C.F.R. § 51.102(a) and (d) with respect to the public hearing on the Tribe's Class I redesignation proposal.
- Notifications to state and local governmental officials.
- Copies of written comments received by the Tribe in response to our Class I redesignation proposal.

Please also find attached an economic profile prepared for Pend Oreille County by a regional labor economist for reasons unrelated to the Tribe's Class I redesignation proposal. The County has asked us to include this profile as an addendum to our Technical Report in order to more specifically describe economic conditions in Pend Oreille County. The Tribe is willing to honor





this request as a courtesy to the County with the understanding that the Tribe did not solicit or perform the economic profile and does not necessarily agree with the analytical choices made therein. The Tribe also wishes to emphasize that the scope of the attached economic profile is too narrow for purposes of our Class I redesignation proposal, and that the Technical Report's existing regional economic analysis appropriately considers the data it contains. With this understanding, the Tribe requests that EPA include the economic profile as an addendum to our Technical Report.

Please contact Deane Osterman, Executive Director of the Kalispel Natural Resources Department, if you have any questions or need additional information. His phone number is (509) 447-7282.

Respectfully,

A handwritten signature in cursive script, appearing to read "Glen Nenema".

Glen Nenema  
Chairman, Kalispel Business Council



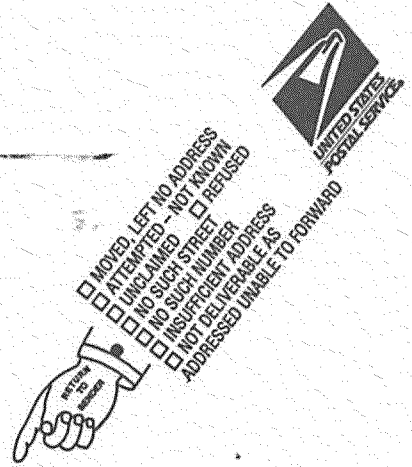
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\$00.67<sup>9</sup>  
ZIP 99180  
041L11249161



RETURNED FOR POSTAGE

700 Waa

Kalispel Tribe of Indians  
P.O. Box 39  
Usk, WA 99180



Michelle Fingard  
Acting Director, Region 10  
Environmental Protection Agency  
1800 Sixth Avenue, Suite 900  
Seattle, WA 98101





Kalispel Tribe of Indians  
P.O. Box 39  
Usk, WA 99180

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ZIP 99180  
04111249161

Michelle Pengaden  
Acting Director, Region 10  
Environmental Protection Agency  
1200 Sixth Avenue, Suite 900  
Seattle, WA 98101

**To:** Zach Welcker[ZWelcker@kalispeltribe.com]  
**From:** Khatibi, Mehrdad  
**Sent:** Thur 7/27/2017 10:55:06 PM  
**Subject:** RE: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe

Thanks, Zach!

Mehrdad Khatibi  
Tribal Air Team Lead  
Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and Waste  
U.S. Environmental Protection Agency  
Suite 900, OAW-150 - Seattle, WA 98101  
Ph: (206) 553-1603 - Khatibi.Mehrdad@epa.gov

-----Original Message-----

From: Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
Sent: Thursday, July 27, 2017 2:03 PM  
To: Khatibi, Mehrdad <khatibi.mehrdad@epa.gov>  
Subject: Re: Response to June 29, 2017 EPA Letter RE Class I Redesignation Proposal of the Kalispel Tribe

Hi Mehrdad,

Thumb drive is in the mail. Hope it gets there this time.

Thanks

Sent by phone

> On Jul 26, 2017, at 11:34 AM, Khatibi, Mehrdad <khatibi.mehrdad@epa.gov> wrote:  
>  
>  
>  
> From: Khatibi, Mehrdad  
> Sent: Tuesday, July 25, 2017 1:20 PM  
> To: 'Ken Merrill' <kmerrill@kalispeltribe.com>;  
> 'Zwelcker@kalispeltribe.com' <zwelker@kalispeltribe.com>  
> Cc: Bray, Dave <Bray.Dave@epa.gov>; 'dosterman@kalispel.com'  
> <dosterman@kalispel.com>  
> Subject: FW: Response to June 29, 2017 EPA Letter RE Class I  
> Redesignation Proposal of the Kalispel Tribe  
>  
> Good afternoon Ken and Zach,  
>  
> We have confirmation from the RA's office that your letter has been received. That is the good news. Unfortunately, it appears the thumb drive didn't make it with the letter. The envelope was partially torn and we're assuming the thumb drive fell out.  
>  
> Zach, I know you emailed me all the attachments, but I've had some technical issues copying over a few of them.  
>  
> Would you terribly mind sending another thumb drive? You can send it to my attention at the address below. May be best not using a typical envelop as those are processed by the post office through

equipment that will strip out odd shaped objects in envelopes. I had it happen to me once when some keys were being mailed to me.

>

> Sorry to inconvenience you all, and please let me know if you have any questions.

> Mehrdad

>

> Mehrdad Khatibi

> Tribal Air Team Lead

> Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and

> Waste U.S. Environmental Protection Agency Suite 900, OAW-150 -

> Seattle, WA 89101

> Ph: (206) 553-1603 -

> Khatibi.Mehrdad@epa.gov<mailto:Khatibi.Mehrdad@epa.gov>

>

>

>

> From: Gahner, Pamela

> Sent: Monday, July 24, 2017 12:22 PM

> To: Khatibi, Mehrdad

> <khatibi.mehrdad@epa.gov<mailto:khatibi.mehrdad@epa.gov>>

> Subject: RE: Response to June 29, 2017 EPA Letter RE Class I

> Redesignation Proposal of the Kalispel Tribe

>

> Mehrdad,

>

> We will put this original in the OAW mailbox. It is not going to go into CMS so Linda said you can decide how you want to handle the missing thumb drive.

>

> If any questions please let us know.

>

>

> [epa\_seal\_verysmall\_trim]

>

>

> Pam Gahner, Executive Asst.

> Office of the Regional Administrator

> U.S. EPA, Region 10

> 1200 Sixth Avenue, Mail Stop RA-210

> Seattle, Washington 98101-3140

> (206) 553-2598

>

>

>

>

>

> From: Khatibi, Mehrdad

> Sent: Thursday, July 20, 2017 4:07 PM

> To: Tyson, Linda <Tyson.Linda@epa.gov<mailto:Tyson.Linda@epa.gov>>;

> Gahner, Pamela <gahner.pamela@epa.gov<mailto:gahner.pamela@epa.gov>>

> Subject: FW: Response to June 29, 2017 EPA Letter RE Class I

> Redesignation Proposal of the Kalispel Tribe

>

> Hello Linda and Pam –

>

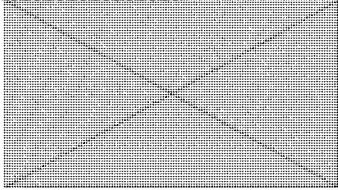
> Please see email below and attached letter that we were told was mailed to the RA's attention last week Thursday. If you do happen to receive this by COB tomorrow please let me know.

>  
 > Otherwise, I will need to contact the tribe and ask that they submit it again.  
 >  
 > Thanks  
 > Mehrdad  
 >  
 > Mehrdad Khatibi  
 > Tribal Air Team Lead  
 > Tribal Programs, Diesel, and Indoor Air Unit - Office of Air and  
 > Waste U.S. Environmental Protection Agency Suite 900, OAW-150 -  
 > Seattle, WA 99101  
 > Ph: (206) 553-1603 -  
 > Khatibi.Mehrdad@epa.gov<mailto:Khatibi.Mehrdad@epa.gov>  
 >  
 >  
 >  
 > From: Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
 > Sent: Thursday, July 13, 2017 10:30 AM  
 > To: Khatibi, Mehrdad  
 > <khatibi.mehrdad@epa.gov<mailto:khatibi.mehrdad@epa.gov>>  
 > Cc: Ken Merrill  
 > <kmerrill@kalispeltribe.com<mailto:kmerrill@kalispeltribe.com>>; Bray,  
 > Dave <Bray.Dave@epa.gov<mailto:Bray.Dave@epa.gov>>; Deane Osterman  
 > <dosterman@kalispeltribe.com<mailto:dosterman@kalispeltribe.com>>  
 > Subject: Response to June 29, 2017 EPA Letter RE Class I Redesignation  
 > Proposal of the Kalispel Tribe  
 >  
 > Mehrdad,  
 >  
 > Please find attached a letter from Chairman Nenema responding to EPA's June 29, 2017 request for  
 additional information regarding the Kalispel Tribe's proposal to redesignate the lands within the exterior  
 boundaries of its original Reservation to a Class I area under the Clean Air Act's PSD Program. The  
 original letter, along with a thumb drive containing the requested information, will be mailed to Ms.  
 Pirzadeh later today.  
 >  
 > I will also send the requested information in a series of emails to follow. Sorry for the inconvenience,  
 but the files are too large to send in a single email.  
 >  
 > Please let us know if you have additional questions.  
 >  
 > Thanks,  
 > Zach  
 >  
 > Zach Welcker  
 > Senior Policy Analyst  
 > Kalispel Tribe of Indians  
 > (509) 447-7448 (office)  
 > **Ex. 6** (cell)  
 >  
 > [KNRDLogo]  
 >  
 > <image001.png>  
 > <image004.jpg>  
 > <07.24.2017\_Kalispell Tribe\_OAW.pdf>

**To:** Bray, Dave[Bray.Dave@epa.gov]  
**From:** Ken Merrill  
**Sent:** Fri 12/9/2016 7:42:22 PM  
**Subject:** RE: Kalispel-EPA Airshed meeting  
removed.txt

Thank you

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)



---

**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Friday, December 09, 2016 11:36 AM  
**To:** Ken Merrill  
**Subject:** RE: Kalispel-EPA Airshed meeting

Hi Ken,

PSD baseline dates are established pollutant=by-pollutant for each pollutant that has increments. The baseline dates have been established for some pollutants in the Kalispel airshed but not for all.

The Department of Ecology has a webpage that shows all of the baseline dates for the Air Quality Control Regions in Washington. Here's the link to that webpage:

[http://www.ecy.wa.gov/programs/air/psd/psd\\_dates.htm](http://www.ecy.wa.gov/programs/air/psd/psd_dates.htm)

Let me know if you have any questions.

Dave

**David C. Bray**  
Associate Director for Air  
Office of Air and Waste  
EPA Region 10  
Seattle, WA  
(206) 553-4253

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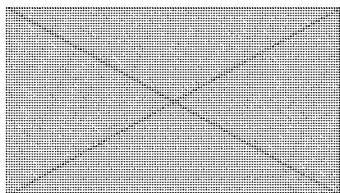
**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Friday, December 09, 2016 11:30 AM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Subject:** RE: Kalispel-EPA Airshed meeting

Dave- There is some uncertainty about whether there have been any increments already used by a PSD affecting the Kalispel airshed. We are assuming that the baseline has not been established yet. Is there a possibility of your technical staff confirming that before our meeting?

Thanks --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)  
**Ex. 6** (cell)





---

**From:** Bray, Dave [<mailto:Bray.Dave@epa.gov>]  
**Sent:** Thursday, December 08, 2016 5:13 PM  
**To:** Ken Merrill  
**Cc:** Zokan, Jim  
**Subject:** RE: Kalispel-EPA Airshed meeting

Hi Ken,

Thanks for the update.

I'll send you the information on how to go through our security (I'll be giving them your names so the security folks will be expecting you).

This is your meeting so if you can provide an agenda (draft is OK) so that I can let folks know what will be discussed that would be greatly appreciated. Also if you have anything specific that you'd like us to be ready to discuss just let me know.

Dave

**David C. Bray**  
Associate Director for Air  
Office of Air and Waste  
EPA Region 10  
Seattle, WA  
(206) 553-4253

---

**From:** Ken Merrill [<mailto:kmerrill@kalispeltribe.com>]  
**Sent:** Thursday, December 08, 2016 1:53 PM  
**To:** Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>  
**Cc:** Zokan, Jim <[Zokan.Jim@epa.gov](mailto:Zokan.Jim@epa.gov)>  
**Subject:** Kalispel-EPA Airshed meeting

Hi Dave,  
Here is some information you asked about in preparation for our meeting on the 15<sup>th</sup>. If you need anything more, please don't hesitate to ask.

- Presentation – We will bring a laptop with projector to facilitate discussion.
- Attendees – I will be there along with Callie Ridolfi and Elena Ramirez from Ridolfi Environmental, Zach and Deane will call in.
- Conf line – Jim said he could arrange for a conference call line so Zach and Deane can call in for the first part of the meeting.

Thanks --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6**

(cell)



\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

This message contained an attachment which the administrator has caused to be removed.

\*\*\*\*\* ATTACHMENT REMOVED \*\*\*\*\*

Attachment name: [image001.jpg]  
Attachment type: [image/jpeg]

**To:** Bray, Dave[Bray.Dave@epa.gov]  
**From:** Ken Merrill  
**Sent:** Thur 2/8/2018 6:19:22 PM  
**Subject:** RE: Kalispel Class I Designation

Thanks Dave. I couldn't get a name. --Ken

Ken Merrill  
Water Resources Program  
(509) 447-7276 (office)

**Ex. 6** (cell)



---

**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Thursday, February 08, 2018 10:18 AM  
**To:** Ken Merrill  
**Cc:** Zach Welcker  
**Subject:** RE: Kalispel Class I Designation

Hi Ken,

I'm concerned and somewhat surprised as well but for a different reason. Your request doesn't go to EPA headquarters because Region 10 has been delegated authority to approve these. Region 10 is the only Region that has such a delegation (because of the FARR) and the HQ Tribal folks should know that. We've followed the procedures in that delegation and our new Regional Administrator met with the new Assistant Administrator for Air (Bill Wehrum) last week to fulfill our obligation to consult with the AA.

The Federal Register proposing approval is ready to go and we're working on getting a space in Newport for our public hearing. At this time, we're just waiting for the green light from Bill Wehrum to move forward with the proposal.

I will touch base with the HQ tribal folks to make sure they understand where we are in the process. I wonder who the "EPA representative" was.

Dave

**David C. Bray**  
Associate Director for Air  
Office of Air and Waste  
EPA Region 10  
Seattle, WA  
(206) 553-4253

---

**From:** Ken Merrill [mailto:kmerrill@kalispeltribe.com]  
**Sent:** Thursday, February 08, 2018 9:53 AM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Cc:** Zach Welcker <ZWelcker@kalispeltribe.com>  
**Subject:** Kalispel Class I Designation

Hi David,  
According to Kevin Greenleaf at the Kootenai Tribe, during an NTAA Listening Session for EPA TAC's and Headquarters Indian Coordinators an EPA representative told the group that they have not had the formal request from the Tribe to R-10 sent to them yet.

I was somewhat concerned but not surprised when I heard that, and I was wondering if there any problems with the

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progress toward our redesignation approval.

Thanks --Ken

Kenneth R. Merrill

Manager - Water Resources ProgramH

Kalispel Tribe Natural Resources

PO Box 39, Usk, WA, 99180

(509) 447-7276 (office)

**Ex. 6**

(cell)



**To:** Bray, Dave[Bray.Dave@epa.gov]  
**Cc:** Zach Welcker[ZWelcker@kalispeltribe.com]  
**From:** Ken Merrill  
**Sent:** Thur 2/8/2018 5:52:56 PM  
**Subject:** Kalispel Class I Designation

Hi David,  
According to Kevin Greenleaf at the Kootenai Tribe, during an NTAA Listening Session for EPA TAC's and Headquarters Indian Coordinators an EPA representative told the group that they have not had the formal request from the Tribe to R-10 sent to them yet.

I was somewhat concerned but not surprised when I heard that, and I was wondering if there any problems with the progress toward our redesignation approval.

Thanks --Ken

Kenneth R. Merrill  
Manager - Water Resources Program  
Kalispel Tribe Natural Resources  
PO Box 39, Usk, WA, 99180  
(509) 447-7276 (office)

**Ex. 6** (cell)



**To:** Bray, Dave[Bray.Dave@epa.gov]  
**From:** Zach Welcker  
**Sent:** Wed 1/17/2018 9:57:15 PM  
**Subject:** RE: response regarding use of prognostic data

Thanks for the update, Dave.

Hope all's well.

Zach

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**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Wednesday, January 17, 2018 1:19 PM  
**To:** Zach Welcker  
**Subject:** RE: response regarding use of prognostic data

Hi Zach,

Good timing.

We're briefing our new Regional Administrator (Chris Hladick) tomorrow and he'll be meeting with our new Assistant Administrator (Bill Wehrum) the last week of this month. So we're hopeful that we'll be given the green light by the first of February to move ahead and publish the Federal Register Notice proposing to approve the Tribe's redesignation.

If all goes well, we should get the FR published mid to late February and then hold a public hearing in Newport in late March (30 days after the FR is printed). We're planning on using a large conference room at a local government office so that it's pretty much as neutral a site as we can find.

Let me know if you have any questions and I'll definitely give you a heads up when we move the FR forward.

Dave

**David C. Bray**  
Associate Director for Air  
Office of Air and Waste  
EPA Region 10  
Seattle, WA  
(206) 553-4253

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**From:** Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
**Sent:** Wednesday, January 17, 2018 12:32 PM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Subject:** RE: response regarding use of prognostic data

Hi Dave,

Any news on the Tribe's Class I Redesignation submittal?

Thanks,  
Zach

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**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Tuesday, December 19, 2017 12:47 PM  
**To:** Zach Welcker; McAlpine, Jerrold  
**Cc:** Ken Merrill; Deane Osterman  
**Subject:** RE: response regarding use of prognostic data

Hi Zach,

We definitely understand the Tribe's concern here and are in full agreement that we need a modeling analysis that accurately predicts the near field impacts of the project.

But I don't think that we have a position yet on whether that can be done for this project with prognostic met data in lieu of site-specific met data because we don't yet have either a WRF performance evaluation which demonstrates that the prognostic data is representative, nor any information that collecting site specific data here would not be cost prohibitive, given the approximately 2 years it would take to site a station and collect a year of PSD quality met data.

Jay will continue to work with you and Ecology as the development of the modeling protocol and modeling analyses proceed and we'll continue our internal discussions on this question to firm up our understanding of what the Modeling Guideline recommends for met data.

Dave

**David C. Bray**

Associate Director for Air  
Office of Air and Waste  
EPA Region 10  
Seattle, WA  
(206) 553-4253

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**From:** Zach Welcker [<mailto:ZWelcker@kalispeltribe.com>]

**Sent:** Tuesday, December 19, 2017 10:53 AM

**To:** McAlpine, Jerrold <[McAlpine.Jay@epa.gov](mailto:McAlpine.Jay@epa.gov)>

**Cc:** Ken Merrill <[kmerrill@kalispeltribe.com](mailto:kmerrill@kalispeltribe.com)>; Deane Osterman <[dosterman@kalispeltribe.com](mailto:dosterman@kalispeltribe.com)>; Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>

**Subject:** Re: response regarding use of prognostic data

Thanks for the quick response, Jay.

The plain language of App'x W does not support OAQPS's interpretation. 8.4.1(c) says nothing about equal footing; it merely acknowledges that prognostic data may be used. 8.4.5.1 specifies when prognostic data may be used, i.e. when it is cost prohibitive or infeasible to collect site-specific data. These limitations reinforce EPA's preference for site-specific data.

In any event, there's no mandate to use prognostic data. EPA does, however, have a trust obligation to the Tribe, and that obligation is compelling here because the Reservation is only 10 miles from the proposed facility and some tribal members live much closer to the facility. Met conditions in Newport are so unique that we feel it is necessary to collect site-specific data to accurately predict the smelter's near field impacts. We expect EPA, as our trustee, to support this request.

Appreciate the help,  
Zach

Sent by phone

On Dec 18, 2017, at 2:55 PM, McAlpine, Jerrold <[McAlpine.Jay@epa.gov](mailto:McAlpine.Jay@epa.gov)> wrote:

All,

I had a quick response from Tyler Fox of OAQPS today regarding the question of use of prognostic data when collection of site-specific data is feasible for a project:

Tyler confirmed Appendix W does not require the use of site-specific data over the other options of NWS and prognostic data. Therefore, the three options of site-specific, NWS/ASOS, and prognostic data use are on "equal footing" regarding their use for NSR permitting. This is emphasized in the requirement under Appendix W Section 8.4.1(c). Although site-specific data continues to be preferred, it is not required.

The wording in Section 8.4.5.1 that states "it may be cost prohibitive or infeasible to collect adequately representative



site-specific data” is not intended to pose a requirement on reviewing authorities that they must demonstrate infeasibility of site-specific monitoring before allowing use of prognostic data.

Tyler invited us to engage folks in OAQPS to assist with recommendations regarding the WRF performance evaluation, to ensure the State is requiring a sufficient level of review. If the applicant or State cannot demonstrate the prognostic meteorological data are representative of transport and dispersion conditions in the vicinity of the source, then a site-specific dataset will be necessary.

Jay

**Jay McAlpine, PhD**  
**Atmospheric Scientist, Regional Modeling Contact**  
Office of Air and Waste  
U.S. Environmental Protection Agency, Region 10  
1200 6<sup>th</sup> Ave., OAW-150  
Seattle, WA 98101  
206.553.0094  
[McAlpine.Jay@epa.gov](mailto:McAlpine.Jay@epa.gov)

**To:** Bray, Dave[Bray.Dave@epa.gov]  
**Cc:** Deane Osterman[dosterman@kalispeltribe.com]  
**From:** Zach Welcker  
**Sent:** Thur 11/30/2017 9:04:18 PM  
**Subject:** RE: call

Sounds good.

---

**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Thursday, November 30, 2017 12:28 PM  
**To:** Zach Welcker  
**Subject:** RE: call

I can make that work.

Call me at (206) 553-4253.

Dave

---

**From:** Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
**Sent:** Thursday, November 30, 2017 12:05 PM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Subject:** RE: call

That works for me, but Deane is gone until 1:30. Any chance we could talk at 2?

---

**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Thursday, November 30, 2017 12:02 PM  
**To:** Zach Welcker  
**Subject:** RE: call

Does 1 pm work for you all?

Dave

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**From:** Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
**Sent:** Thursday, November 30, 2017 11:18 AM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Subject:** RE: call

PSD redesignation and the Tribe’s associated rights. We also want to better understand PSD monitoring.

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**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Thursday, November 30, 2017 11:16 AM  
**To:** Zach Welcker  
**Subject:** RE: call

Topic? Hi-Test or PSD redesignation?

Just thinking about whether I should grab someone else in addition to me.

Dave

---

**From:** Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
**Sent:** Thursday, November 30, 2017 11:13 AM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Subject:** RE: call

Just Deane and me on our end.

---

**From:** Bray, Dave [<mailto:Bray.Dave@epa.gov>]  
**Sent:** Thursday, November 30, 2017 11:12 AM  
**To:** Zach Welcker  
**Subject:** RE: call

Yep.

Just you and me or do we need to coordinate with others?

Dave

---

**From:** Zach Welcker [<mailto:ZWelcker@kalispeltribe.com>]  
**Sent:** Thursday, November 30, 2017 11:09 AM  
**To:** Bray, Dave <[Bray.Dave@epa.gov](mailto:Bray.Dave@epa.gov)>  
**Subject:** call

Hi Dave,

Do you have time today for a quick call?

Zach

**To:** Bray, Dave[Bray.Dave@epa.gov]  
**From:** Zach Welcker  
**Sent:** Thur 11/30/2017 8:04:53 PM  
**Subject:** RE: call

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**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Thursday, November 30, 2017 12:02 PM  
**To:** Zach Welcker  
**Subject:** RE: call

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**Sent:** Thursday, November 30, 2017 11:09 AM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Subject:** call

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Zach

**To:** Bray, Dave[Bray.Dave@epa.gov]  
**From:** Zach Welcker  
**Sent:** Thur 11/30/2017 7:18:14 PM  
**Subject:** RE: call

PSD redesignation and the Tribe's associated rights. We also want to better understand PSD monitoring.

---

**From:** Bray, Dave [mailto:Bray.Dave@epa.gov]  
**Sent:** Thursday, November 30, 2017 11:16 AM  
**To:** Zach Welcker  
**Subject:** RE: call

Topic? Hi-Test or PSD redesignation?

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Dave

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**From:** Zach Welcker [mailto:ZWelcker@kalispeltribe.com]  
**Sent:** Thursday, November 30, 2017 11:13 AM  
**To:** Bray, Dave <Bray.Dave@epa.gov>  
**Subject:** RE: call

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**To:** Zach Welcker  
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